Attendance Sheets

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

Date: 3/9/15

Board Meeting

of the

Dutchess County Legislature

Monday, March 9, 2015

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

Roll Call by the Clerk of the Legislature

PRESENT: 22 Bolner, Borchert, Farley, Flesland, Horton, Ignaffo, Hutchings, Incoronato, Jeter-Jackson, Johnson, Miccio, Nesbitt, Perkins, Pulver, Rolison, Roman, Sagliano, Strawinski, Surman, Thomes, Tyner, Weiss

ABSENT: 1 MacAvery

PRESENT, LATE: 2 Amparo, Kelsey

Quorum Present.

Pledge of Allegiance to the Flag; invocation given by Father Joseph Blenkle of St. Mary Mother of the Church in Fishkill, followed by a moment of silent meditation.

Commendations and Proclamations

Proclamation: In Recognition and Support of the American Cancer Society Daffodil Days

Proclamation: Recognizing March 14th as Math Recognition Day

Commendation: Beekman Library 50th Anniversary Celebration

Commendation: Robert Allers

Commendation: Joan Van Tassell

Commendation: Reggie Burch

Commendation: Jean McHugh

Public Hearings:

Public Hearing for Proposed Award of $550,000 in matching grant funds through the Dutchess County Partnership for Manageable Growth/Open Space and Farmland Protection Matching Grant Program to partially fund the purchase of 88.5 acres known as the Hiddenbrooke Property in Beacon

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.

Public Hearings:

Public Hearing on the Consideration of Adoption of the 2015 Dutchess County Agricultural and Farmland Protection Plan

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.

Constantine Kazolias, 47 Noxon Street, Poughkeepsie, spoke in favor of the county receiving Consolidated Local Street and Highway Improvement Program (CHIPS) funding.

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

Chairman Rolison entertained a motion to approve the February 2015 minutes.

The February 2015 minutes were adopted.

COMMUNICATIONS RECEIVED FOR THE MARCH 2015 BOARD MEETING

Received from County Clerk, Summary of Mortgage Tax collected October 2014 – February 2015.

Received from Josephine Santoro, East Fishkill Dog Warden, email in support of the Anti-Tethering Local Law.

Received from New York State Department of Public Service, Notice of Public Hearings regarding the Joint Proposal regarding Central Hudson Gas & Electric Corporations proposed rate increase.

Received from Dutchess County Board of Elections, Resolution 9:2015, Campaign Apportionment Numbers for 2015 Election.

Received the following from New York State Association of Counties:

> Email encouraging support on several items in the proposed 2015-16 budget
>
> Siena Research Institute Press Release regarding rating local leaders over State and Federal leaders.

Received from Geraldine Willmott, email to the County Executive regarding the State of the County Address.

Received from Douglass Bitteker, President of Wappingers Central School District Board of Education, response to Brian and Kristen Ohrvall's email regarding redistricting schools in the Wappingers Central School District.

Received from St. Lawrence County, Resolution 40-2015, Resolution Supporting Legislation to Repeal the New York State Secure Ammunition and Firearms Enforcement (SAFE) Act of 2013.

Received from Assemblyman Kevin A. Cahill, letter acknowledging receipt of the following resolutions:

> Resolution No. 2014322, Request Federal and State Representatives Publically Oppose and Repeal FERC Capacity Zone Plan
>
> 2014328 Requesting Home Rule Legislation in the New York State Legislature to Repeal the MTA Payroll Tax
>
> 2014329 Requesting Home Rule Legislation in the New York State Legislature to Repeal The MTA Supplemental Vehicle Registration Fee and Other Associated Fees

PUBLIC WORKS & CAPITAL PROJECTS

RESOLUTION NO. 2015043

RE: AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFOR (PIN 8757.27)

Legislators HUTCHINGS, SAGLIANO, WEISS, HORTON, MAC AVERY, and FARLEY offer the following and move its adoption:

WHEREAS, the project for the replacement of Palen Road (CR 31) over Fishkill Creek (BIN 3343120), in the Town of East Fishkill, Dutchess County, PIN 8757.27 (the "Project") is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, Dutchess County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of construction and construction inspection work, and

NOW THEREFORE, the Dutchess County Legislature, duly convened does hereby

RESOLVED, that the Dutchess County Legislature hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Dutchess County Legislature hereby authorizes the County of Dutchess to pay in the first instance 100% of the federal and non-federal share of the cost of construction, construction inspection, and construction supervision work for the Project or portions thereof, and it is further

RESOLVED, that the sum of $1,302,000 is hereby appropriated and made available from Capital Project H0289.5120.3450.213 – 2000 Bridges (ISTEA/TEA21) and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Dutchess County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the County Executive or his designee be and he hereby is authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid with the New York State Department of Transportation on behalf of the County of Dutchess in connection with the advancement or approval of the above referenced project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local

share of federal-aid and state-aid eligible project costs and all project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the project, and it is further

RESOLVED, that this resolution shall take effect immediately.

CA-037-15
CAB/kvh/C-6904
2/9/15
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ 1,302,000

Total Current Year Revenue $ 1,225,600
and Source

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

Identify Line Items(s):
H0289.5120.3450.213

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): $76,400
Over Five Years: _____

Additional Comments/Explanation:
This F.I.S. is related to the resolution request to accept Supplemental Agreement # 3 for Construction & Construction Inspection funds and to extend the contract from NYSDOT for PIN 8757.27 Palen Road (CR 31) over Fishkill Creek (BIN 3343120), in the Town of East Fishkill, Dutchess County (Bridge E-9).

Prepared by: Rosanne M. Hall Prepared On: 02/06/2015

Supplemental Agreement Cover for Local Agreements (11/12)
MUNICIPALITY/SPONSOR: **Dutchess County**
PIN: **8757.27**
BIN: **3343120**
Comptroller's Contract No: **D024572**
Supplemental Agreement No. **3**
Date Prepared & By: 01/26/2015dh

SUPPLEMENTAL AGREEMENT NO 3 to D024572

This Supplemental Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at 50 Wolf Road, Albany, New York, 12232, on behalf of New York State ("State");

And

Dutchess County (the Municipality/Sponsor)
Acting by and through the **County Executive**
With its office at **22 Market Street, Poughkeepsie, Dutchess County, New York.**

This amends the existing Agreement between the parties in the following respects only:

X Amends a previously adopted Schedule A by:

- ~ amending a project description
- X amending the contract end date
- X amending the scheduled funding by:
  - X adding additional funding:
    - X adding **Construction** phase which covers eligible costs incurred on/after _____
    - ☐ adding 1,2,3 phase which covers eligible costs incurred on/after xxxxxx
  - ☐ increasing funding for a project phases(s)
  - X adding a pin extension
  - ☐ change from Non-Marchiselli to Marchiselli
  - ☐ deleting/reducing a project phase(s) –
  - ☐ other (xxxxx)

☐ Amends a previously adopted Schedule "B"

X Amends a previously adopted agreement by adding Appendix 2-S – Iran Divestment Act

☐ Amends the Text of the Agreement as follows:

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by its duly authorized officials as of the date first above written.

Approved for the Municipality/Sponsor

By: _____

Print Name: _____

Title: _____

Date: ____/____/_____

Municipality/Sponsor Attorney:

By: _____

Print Name: _____

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

On this _____ day of _____, 2015 before me personally came _____ to me known, who, being by me duly sworn did depose and say that he/she resides at _____; that he/she is the _____ of the Municipal/Sponsor Corporation described in and which executed the above instrument; that it was executed by order of the _____of said Municipal/Sponsor Corporation pursuant to a resolution or other authorization which was duly adopted on _____ and which a certified copy is attached and made a part hereof, and that he/she signed his/her name thereto by like order.

_____
Notary Public

By: _____
For Commissioner of Transportation

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

APPROVED AS TO FORM:
STATE OF NEW YORK ATTORNEY GENERAL

By: _____
Assistant Attorney General

COMPTROLLER'S APPROVAL:

By: _____
For the New York State Comptroller
Pursuant to State Finance Law§ 112

SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements
NYSDOT/ State-Local Agreement - Schedule A for PIN 8757.27

)SC Municipal Contract #: 0024572	Contract Start Date: 4/5/2005 (mm/dd/yyyy) Contract End Date: 9/30/2019 (mm/dd/yyyy) ☒ *Check, if date changed from the last Schedule A*

Purpose: ☐ Original Standard Agreement ☒ Supplemental Schedule A No. 3

Agreement Type: ☒ Locally Administered — Municipality/Sponsor (Contract Payee): Dutchess County; Other Municipality/Sponsor (if applicable):

☐ State Administered — *List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.*
☐ Municipality: % of Cost share
☐ Municipality: % of Cost share
☐ Municipality: % of Cost share

Authorized Project Phase(s) to which this Schedule applies: ☒ PE/Design ☒ ROW Incidentals ☒ ROW Acquisition ☒ Construction/CI/CS

Work Type: HWY REHAB | **County** (If different from Municipality): Dutchess County

Marchiselli Eligible ☒ Yes ☐ No *(Check, if Project Description has changed from last Schedule A):* ☐

Project Description: BIN 3343120 - Palen Road (CR 31) over Fishkill Creek in the Town of East Fishkill

Marchiselli Allocations Approved FOR All PHASES
To compute Total Costs in the last row and column, right click in each field and select "Update Field."

Check box to indicate change from last Schedule A	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
☒	Cumulative total for all prior SFYs	$18,000.00	$983.00	$	$18,983.00
☒	Current SFY 14/15	$	$	$184,000.00	$184,000.00
	Authorized Allocations to Date	$18,000.00	$ 983.00	$184,000.00	$202,983.00

A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES
For each PIN Fiscal Share below, show current costs on the rows indicated as "Current,". Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."

PIN Fiscal Share	"Current" or "Old" entry Indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
8757.27.121	Current	STP (80%)	$120,000.00	$96,000.00	$18,000.00	$6,000.00	$0.00
	Old	STP (80%)	$120,000.00	$96,000.00	$18,000.00	$6,000.00	$0.00
8757.27.221	Current	STP (80%)	$6,550.00	$5,240.00	$983.00	$327.00	$0.00
	Old	STP (80%)	$10,000.00	$8,000.00	$1,500.00	$500.00	$0.00
8757.27.321	Current	STP (80%)	$1,302,000.00	$1,041,600.00	$184,000.00 *	$76,400.00	$0.00
	Old		$	$	$	$	$
	Current		$	$	$	$	$
	Old		$	$	$	$	$
	Current		$	$	$	$	$
	Old		$	$	$	$	$
	Current		$	$	$	$	$
	Old		$	$	$	$	$
TOTAL CURRENT COSTS:			$1,428,550.00	$1,142,840.00	$202,983.00	$82,727.00	$ 0.00

Footnotes: (See LPB's website for link to sample footnotes)

- Description continued: work consists of providing slope stabilization, removal and replacement of wearing surface, repair spalling and deteriorated abutments, wingwalls and pre-cast box girders. Remove existing concrete curbs and replace bridge reail. Install new guiderail and highway rail as necessary.
- This Schedule A includes the construction and construction inspection phase.
- This project was approved for Beyond Preservation as of 2/15/2012.
- *Marchiselli funding hereunder is limited by the amount authorized on the Comprehensive List. Additional Marchiselli funding is contingent on appropriate increase(s) to the Comprehensive List and the execution of a Supplemental Schedule A providing such additional funds.
-
-
-
-
-
-
- PIN 8757.27; 02/05/2015dh

APPENDIX 2-S
IRAN DIVESTMENT ACT

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

By entering into a renewal or extension of this Contract, Contractor (or any assignee) certifies that once the prohibited entities list is posted on the OGS website, it will not utilize on such Contract any subcontractor that is identified on the prohibited entities list.

Additionally, Contractor understands that during the term of the Contract, should NYSDOT receive information that a person is in violation of the above-referenced certification NYSDOT will offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then NYSDOT shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

NYSDOT reserves the right to reject any renewal, extension or request for assignment for an entity that appears on the prohibited entities list hereafter and to pursue a responsibility review with respect to any entity that is granted a contract extension/renewal or assignment and appears on the prohibited entities list thereafter.

SAMPLE RESOLUTION BY MUNICIPALITY
(Locally Administered Project)
RESOLUTION NUMBER:_____

Authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefore.

WHEREAS, a Project for **Palen Road (CR 31) over Fishkill Creek (BIN 3343120) in the Town of East Fishkill, PIN 8757.27** (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, Dutchess County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the construction, construction inspection and construction supervision work.

NOW, THEREFORE, the Dutchess County Legislature, duly convened does hereby

RESOLVE, that the Dutchess County Legislature hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Dutchess County Legislature hereby authorizes Dutchess County to pay in the first instance 100% of the federal and non-federal share of the cost of construction, construction inspection and construction supervision work for the Project or portions thereof; and it is further

RESOLVED, that the sum of **$1,302,000** is hereby appropriated from [or, appropriated pursuant to _____ and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Dutchess County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the Dutchess County Executive be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of Dutchess County with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that in addition to the County Executive, the following municipal titles: Commissioner of Public Works, County Engineer, County Comptroller, _____ are also hereby authorized to execute any necessary Agreements or certifications on behalf of the Municipality/Sponsor, with NYSDOT in connection with the advancement or approval of the project identified in the State/Local Agreement;

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

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

I, _____, Clerk of the Dutchess County Legislature, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said _____ at a meeting duly called and held at the _____ on _____ by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of Dutchess County, New York, this _____ day of _____, 2015.

_____

Clerk, Dutchess County Legislature

PIN 8757.27
01/26/2015dh

Public Works and Capital Projects Roll Call

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

Present: 11 **Resolution:** ✓ **Total :** 11 Yes 0 No

Absent: 1 **Motion:** ___ **Abstentions:** 0

Vacant: 0

2015043 AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFOR (PIN 8757.27)

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015043 AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFOR (PIN 8757.27)

Date: March 9, 2015

RESOLUTION NO. 2015044

RE: AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFOR (PIN 8757.37)

Legislators HUTCHINGS, HORTON, SURMAN, and FARLEY offer the following and move its adoption:

WHEREAS, the project for the replacement of Ridge Road over Coopertown Brook (BIN 3342950), in the Town of Dover, Dutchess County, PIN 8757.37 (the "Project") is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, Dutchess County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of construction, construction inspection and construction supervision work, and

NOW THEREFORE, the Dutchess County Legislature, duly convened does hereby

RESOLVED, that the Dutchess County Legislature hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Dutchess County Legislature hereby authorizes the County of Dutchess to pay in the first instance 100% of the federal and non-federal share of the cost of construction and construction inspection work for the Project or portions thereof, and it is further

RESOLVED, that the sum of $1,340,000 is hereby appropriated and made available from Capital Project H0289.5120.3450.213 – 2000 Bridges (ISTEA/TEA21) and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Dutchess County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the County Executive or his designee be and he hereby is authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid with the New York State Department of Transportation on behalf of the County of Dutchess in connection with the advancement or approval of the above referenced project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible project costs and all project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the project, and it is further

RESOLVED, that this resolution shall take effect immediately.

CA-032-15
CAB/kvh/C-7127
2/9/15
Fiscal Impact: See attached statement
Supplement #2

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ 1,340,000

Total Current Year Revenue $ 1,273,000
and Source

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

Identify Line Items(s):
H0289.5120.3450.213

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): $67,000
Over Five Years: _____

Additional Comments/Explanation:
This F.I.S. is related to the resolution request to accept Supplemental Agreement # 2 for Construction & Construction Inspection funds and to extend the contract from NYSDOT for PIN 8757.37 Ridge Road over Cooperlown Brook (BIN 3342950), in the Town of Dover, Dutchess County (Bridge D-32)

Prepared by: Rosanne M. Hall Prepared On: 02/05/2015

SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements
NYSDOT/ State-Local Agreement - Schedule A for PIN 8757.37

SC Municipal Contract #: D024758

Contract Start Date: 3/16/2006 (mm/dd/yyyy) **Contract End Date:** 9/30/2019 (mm/dd/yyyy)
☒ *Check, if date changed from the last Schedule A*

Purpose: ☐ Original Standard Agreement ☒ Supplemental Schedule A No. 2

Agreement Type: ☒ Locally Administered — Municipality/Sponsor (Contract Payee): Dutchess County
Other Municipality/Sponsor (if applicable):

☐ State Administered — *List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.*
☐ Municipality: % of Cost share
☐ Municipality: % of Cost share
☐ Municipality: % of Cost share

Authorized Project Phase(s) to which this Schedule applies: ☒ PE/Design ☒ ROW Incidentals ☒ ROW Acquisition ☒ Construction/CI/CS

Work Type: BR REPLACE **County** (If different from Municipality): Dutchess County

Marchiselli Eligible ☒ Yes ☐ No *(Check, if Project Description has changed from last Schedule A):* ☐
Project Description: BIN 2242950 - Ridge Road over Cooperstown Brook, Town of Dover, Dutchess County

Marchiselli Allocations Approved FOR All PHASES *To compute Total Costs in the last row and column, right click in each field and select "Update Field."*

Check box to indicate change from last Schedule A	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
☐	Cumulative total for all prior SFYs	$	$	$	$ 0.00
☒	Current SFY 14/15	$	$	$201,000.00	$ 0.00
	Authorized Allocations to Date	$ 0.00	$ 0.00	$ 0.00	$ 0.00

A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES *For each PIN Fiscal Share below, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."*

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
8757.37.321	Current	STP (80%)	$1,340,000.00	$1,072,000.00	$201,000.00	$67,000.00	$0.00
	Old		$0.00	$0.00	$0.00	$0.00	$0.00
	Current		$	$	$	$	$
	Old		$	$	$	$	$
	Current		$	$	$	$	$
	Old		$	$	$	$	$
	Current		$	$	$	$	$
	Old		$	$	$	$	$
	Current		$	$	$	$	$
	Old		$	$	$	$	$
	Current		$	$	$	$	$
	Old		$	$	$	$	$
TOTAL CURRENT COSTS:			$1,340,000.00	$1,072,000.00	$201,000.00	$67,000.00	$ 0.00

NYSDOT/State-Local Agreement – Schedule A

Summary of Other (including Non-allocated MARCHISELLI) Participating Costs FOR ALL PHASES *For each PIN Fiscal Share, show current costs on the rows indicated as "Current". Show the old costs from the previous Schedule A on the row indicated as "Old". To compute Total Current Costs in last row, right click in each field and select "Update Field."*

Other PIN Fiscal Shares	'Current' or 'Old' entry indicator	Funding Source	TOTAL	Other FEDERAL	Other STATE	Other LOCAL
8757.37.121	Current	STP	$160,000.00	$128,000.00	$0.00	$32,000.00
	Old	STP	$160,000.00	$128,000.00	$0.00	$32,000.00
8757.37.221	Current	STP	$10,000.00	$8,000.00	$0.00	$2,000.00
	Old	STP	$10,000.00	$8,000.00	$0.00	$2,000.00
8757.37.222	Current	HBRRP	$1,146.00	$917.00	$0.00	$229.00
	Old	HBRRP	$1,146.00	$917.00	$0.00	$229.00
	Current		$	$	$	$
	Old		$	$	$	$
	Current		$	$	$	$
	Old		$	$	$	$
	Current		$	$	$	$
	Old		$	$	$	$
	Current		$	$	$	$
	Old		$	$	$	$
	Current		$	$	$	$
	Old		$	$	$	$
TOTAL CURRENT COSTS:			$171,146.00	$136,917.00	$ 0.00	$34,229.00

C. Total Local Deposit(s) Required for State Administered Projects:	$0.00

D. Total Project Costs *To compute Total Costs in the last column, right click in the field and select "Update Field."*

Total FEDERAL Cost	Total STATE MARCHISELLI Cost	Total Other STATE Cost	Total LOCAL Cost	Total Costs (all sources)
$1,208,917.00	$201,000.00	$0.00	$101,229.00	$1,511,146.00

E. Point of Contact for Questions Regarding this Schedule A (Must be completed)	Name: Doreen Holsopple Phone No: 845-431-5977

Agreement (or Supplemental Agreement Cover) for required contract signatures.

SAMPLE RESOLUTION BY MUNICIPALITY
(Locally Administered Project)
RESOLUTION NUMBER:_____

Authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefore.

WHEREAS, a Project for the replacement of **Ridge Road over Coopertown Brook (BIN 3342950), in the Town of Dover, Dutchess County, PIN 8757.37** (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, Dutchess County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of construction, construction inspection and construction supervision work.

NOW, THEREFORE, the Dutchess County Legislature, duly convened does hereby

RESOLVE, that the Dutchess County Legislature hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Dutchess County Legislature hereby authorizes Dutchess County to pay in the first instance 100% of the federal and non-federal share of the cost of construction, construction inspection, and construction supervision work for the Project or portions thereof; and it is further

RESOLVED, that the sum of **$1,340,000** is hereby appropriated from _____ [or, appropriated pursuant to _____] and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Dutchess County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the Dutchess County Executive be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of Dutchess County with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

Supplemental Agreement Cover for Local Agreements (11/12)
MUNICIPALITY/SPONSOR: **Dutchess County**
PIN: **8757.37**
BIN: N/A
Comptroller's Contract No: **D024758**
Supplemental Agreement No. **2**
Date Prepared & By: 01/26/2015dh

SUPPLEMENTAL AGREEMENT NO 2 to D024758

This Supplemental Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at 50 Wolf Road, Albany, New York, 12232, on behalf of New York State ("State");

And

Dutchess County (the Municipality/Sponsor)
Acting by and through the **County Executive**
With its office at **22 Market Street, Poughkeepsie, Dutchess County, New York**

This amends the existing Agreement between the parties in the following respects only:

X Amends a previously adopted Schedule A by:

- ☐ amending a project description
- X amending the contract end date
- X amending the scheduled funding by:
  - X adding additional funding:
    - X adding **Construction** phase which covers eligible costs incurred on/after _____
    - ☐ adding 1,2,3 phase which covers eligible costs incurred on/after xxxxxx
  - ☐ increasing funding for a project phases(s)
  - ☐ adding a pin extension
  - ☐ change from Non-Marchiselli to Marchiselli
  - ☐ deleting/reducing a project phase(s)
  - ☐ other (xxxxx)

☐ Amends a previously adopted Schedule "B"

X Amends a previously adopted agreement by adding Appendix 2-S – Iran Divestment Act

☐ Amends the Text of the Agreement as follows:

Supplemental Agreement Cover for Local Agreements (11/12)
MUNICIPALITY/SPONSOR: **Dutchess County**
PIN: **8757.37**
BIN: N/A
Comptroller's Contract No: **D024758**
Supplemental Agreement No. **2**
Date Prepared & By: 01/26/2015dh

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by its duly authorized officials as of the date first above written.

Approved for the Municipality/Sponsor

By: _____

Print Name: _____

Title: _____

Date: _____/____/_____

Municipality/Sponsor Attorney:

By: _____

Print Name: _____

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

On this _____ day of _____, 2015 before me personally came _____ to me known, who, being by me duly sworn did depose and say that he/she resides at _____; that he/she is the _____ of the Municipal/Sponsor Corporation described in and which executed the above instrument; that it was executed by order of the _____of said Municipal/Sponsor Corporation pursuant to a resolution or other authorization which was duly adopted on _____ and which a certified copy is attached and made a part hereof, and that he/she signed his/her name thereto by like order.

_____
Notary Public

By: _____
For Commissioner of Transportation

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

APPROVED AS TO FORM:
STATE OF NEW YORK ATTORNEY GENERAL

By: _____
Assistant Attorney General

COMPTROLLER'S APPROVAL:

By: _____
For the New York State Comptroller
Pursuant to State Finance Law§ 112

Footnotes: (See LPB's website for link to sample footnotes)

- This Schedule A includes the Construction and construction inspection phases and funds.
- This project has been approved for Beyond Preservation as of 2/15/2012.
- Although project is eligible for Marchiselli funds. Those funds previously approved have lapsed and withdrawn. At this time the non-federal share of Project costs identified for federal aid funding in this agreement is to be provided entirely by the Municipality. No subsidy or reimbursement of any portion of that local match is provided by New York State's Marchiselli Program or this contract at this time. Furthermore, this Agreement does not assure that any Marchiselli aid for the Project or phase hereunder will be authorized or available in the future. If the Project (and the phase of work) is eligible for State aid under the Marchiselli Program, and such aid is duly requested by the Municipality, NYSDOT may (subject to budgetary requirements) submit an appropriate request for Marchiselli funding authorization by the Legislature. If Legislative authorization for such funding is received, NYSDOT and the Municipality may enter a supplemental agreement providing such Marchiselli aid. Only then would Marchiselli aid be available to the affected Project and phase.
-
-
-
-
-
-
-
- PIN 8757.37; 2/5/2015dh

APPENDIX 2-S
IRAN DIVESTMENT ACT

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

By entering into a renewal or extension of this Contract, Contractor (or any assignee) certifies that once the prohibited entities list is posted on the OGS website, it will not utilize on such Contract any subcontractor that is identified on the prohibited entities list.

Additionally, Contractor understands that during the term of the Contract, should NYSDOT receive information that a person is in violation of the above-referenced certification NYSDOT will offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then NYSDOT shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

NYSDOT reserves the right to reject any renewal, extension or request for assignment for an entity that appears on the prohibited entities list hereafter and to pursue a responsibility review with respect to any entity that is granted a contract extension/renewal or assignment and appears on the prohibited entities list thereafter.

Public Works and Capital Projects Roll Call

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

Present: 11 **Resolution:** ✓ **Total :** 11 Yes 0 No

Absent: 1 **Motion:** ____ **Abstentions:** 0

Vacant: 0

2015044 AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFOR (PIN 8757.37)

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015044 AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFOR (PIN 8757.37)

Date: March 9, 2015

Public Works & Capital Projects

RESOLUTION NO. 2015045

RE: AUTHORIZING FILING OF SECTION 5307 GRANT APPLICATIONS FOR FEDERAL FISCAL YEAR 2015 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 HUTCHINGS, FLESLAND, HORTON, PERKINS, MAC AVERY, FARLEY, and STRAWINSKI 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 Public Transit Administrator and/or 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 $2,000,000 to be used to assist in funding Dutchess County Public Transit for Preventive Maintenance for the fleet and facilities, Program Administration, and Operating Assistance, and

WHEREAS, the State matching portion of the grants for capital assistance under Section 5307 is reimbursed at an 80/10/10 rate for Preventative Maintenance of fleet and facilities, Program Administration, and 50/50 Operating Assistance, 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 Sections 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 Sections 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 Sections 5307 of the Urban Mass Transportation Act of 1964, as amended, and

RESOLVED, that the County Executive 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-030-15
CAB/kvh/G-0930-B
02/06/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
3/16/2015
Date

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 $ 2,595,400

Total Current Year Revenue $ 1,817,433

and Source
$1,687,493 Federal Transit Administration 5307 funds
$ 129,940 New York State matching funds

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: $1,817,433

Net County Cost (this year): $777,967

Over Five Years: _____

Additional Comments/Explanation:

This resolution will authorize the County Executive or his designee to apply for a sign applications for Federal Transit Administration 5307 and New York State matching funds up to $2,000,000 to support preventive maintenance, program administration, and operating assistance for the 2015 budget year. The resolution will authorize the use of first instance funding for these projects. Federal Transit Administration and New York State funds are reimbursed at an 80/10/10 rate. Dutchess County Public Transit's interfund transfer will provide the 10% local match in the budget for preventive maintenance and program administration and 50% local match for operating assistance. This resolution will only apply to funds available for use confirmed by a signed MPO resolution.

Prepared by: Cynthia Ruiz, Transit Administrator

Public Works and Capital Projects Roll Call

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

Present: 11 **Resolution:** ✓ **Total :** 11 Yes 0 No

Absent: 1 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015045 AUTHORIZING FILING OF SECTION 5307 GRANT APPLICATIONS FOR FEDERAL FISCAL YEAR 2015 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 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015045 AUTHORIZING FILING OF SECTION 5307 GRANT APPLICATIONS FOR FEDERAL FISCAL YEAR 2015 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 9, 2015

RESOLUTION NO. 2015046

RE: GRANTING AN EASEMENT TO THE TOWN OF BEEKMAN ON PROPERTY LOCATED AT PLEASANT RIDGE ROAD, (DOVER RIDGE ESTATES), TOWN OF BEEKMAN

Legislators HUTCHINGS, BOLNER, MICCIO, SURMAN, SAGLIANO, MAC AVERY, and FARLEY offers the following and moves its adoption:

WHEREAS, the Commissioner of Public Works has advised that the Town of Beekman desires an easement to a right-of-way located at Pleasant Ridge Road, (Dover Ridge Estates) in the Town of Beekman, for the purposed of constructing, maintaining and operating drainage piping and structures, and

WHEREAS, this easement pertains to an Easement dated April 12, 1987, which was filed in the Dutchess County Clerks' Office in Book 1331 of Deeds, page 268, and

WHEREAS, the Town of Beekman has submitted an Easement Over Another Easement document for the County Executive to execute, a copy of which is annexed hereto, now therefore, be it

RESOLVED, that the County Executive be and he is hereby authorized, to execute the Easement Over Another Easement for Pleasant Ridge Road (Dover Ridge Estates), in the Town of Beekman in substantially the same form as annexed hereto.

CA-033-15
CAB/kvh/R-0928
2/9/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 $ 0

Nature/Reason:
Anticipated Administrative Costs and Fees.

Anticipated Savings to County: $0

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

Additional Comments/Explanation:
This Fiscal Impact Statement pertains to the accompanying resolution request form seeking authorization to grant the Town of Beekman the right to encroach upon County right-of-way for the purposes of constructing, maintaining and operating drainage piping and structures, under the conditions described in the accompanying easement.

Prepared by: Matthew W. Davis EX. 2929

EASEMENT OVER ANOTHER EASEMENT

THIS AGREEMENT made this _____ day of _____, 2014 between the Town of Beekman, a municipal corporation duly organized and existing under and by virtue of the laws of the State of New York, hereinafter called the "Town," having its principal place of business at 4 Main St. Poughquag, N.Y. 12570, and The County of Dutchess, a municipal corporation duly organized and existing under and by virtue of the laws of the State of New York, hereinafter called the "County," having its principal office at _____, New York.

WITNESSETH:

WHEREAS, the County has a right-of-way for drainage over certain lands in the Town of Beekman by virtue of an easement dated April 12, 1972, from Dover Ridge Estates, Inc., recorded in Book 1331 of Deeds, page 268, attached hereto as Exhibit "A"and

WHEREAS, the Town is desirous of constructing drainage piping and structures across said easement,

NOW, THEREFORE, in consideration of the premises and the sum of One Dollar ($1.00), payment of which is hereby waived, the parties do hereby covenant and agree as follows:

1. The County hereby grants the Town the right to encroach upon said right-of-way to the extent necessary to construct, maintain and operate, at its sole cost and expense, the drainage piping and structures, under the conditions described below.

2. Any change of location or change of grade from the approved improvements must first be approved by the County.

3. The Town will be continuously responsible for warning and advising its agents, servants, employees or others of the presence and hazard of County facilities which are or may hereinafter be installed within the County right-of-way.

4. The Town agrees to mark in a conspicuous manner its underground facilities within the above-mentioned easement.

5. The Town further agrees to provide Comprehensive General Liability Insurance (or equivalent) protecting the County from acts of its (the Town's) own negligence on the above-described easement. The Policy shall be Combined Single Limit Bodily Injury and Property Damage in the amounts of $1,000,000.00 per occurrence and $2,000,000.00 in the aggregate, and a certificate of insurance shall be mailed to the County each year. The County of Dutchess shall be listed as an additional insured and certificate holder. The Town shall provide the additional insured endorsement page (s), the waiver of subrogation page and the notice of cancellation page from the general liability policy.

6. Each party shall fully and promptly indemnify and hold the other, its officers, agents and employees, harmless from and against any and all damages, claims, costs and expenses (including, without limitation, reasonable legal fees) which may arise out of use of the subject easement by third parties, except as any of said damages, claims, costs and/or expenses shall be the result of the other party's own negligence.

7. The Supervisor of the Town has executed this Agreement pursuant to a resolution adopted by the Board of the Town of Beekman at a meeting thereof held on September 3, 2014, and that Barbara Zulauf, Supervisor, whose signature appears thereafter, is both duly authorized and empowered to execute this instrument and enter into such an agreement on behalf of the Town.

8. This instrument shall be executed in quadruplicate and at least one copy thereof shall be permanently filed, after execution thereof, in the office of the Town Clerk as well as the Dutchess County Clerk.

9. The County shall maintain the continued legal right to discharge storm water at the current point source location into the downslope easements held by the Town.

10. The Town and County's storm water structures shall not be connected to each other but shall remain separate, so that the limits of each municipality's respective responsibility for maintenance thereof shall remain clearly identified and defined.

11. The Town's storm water management system components shall be extended no closer than ten (10) feet immediately downslope from the existing point source of discharge, and shall be and remain outside of the Pleasant Ridge Rd. (C.R. 32) right of way.

12. Beginning at the location set forth in paragraph "11" above, the Town may install a flared end section, headwall, earth-stone berm and/or other similar installation as it deems necessary to capture the point source discharge.

13. The Town's storm water conveyance system shall be sized to accommodate the ten (10) year design storm.

14. This Agreement constitutes the complete understanding of the parties. No modification of any provision hereof shall be valid unless in writing and signed by both parties.

IN WITNESS WHEREOF, the Town of Beekman has caused its corporate seal to be affixed hereto, and these presents to be signed by Barbara Zulauf, Supervisor, duly authorized so to do, and to be attested to by Rachel Rancourt, Town Clerk, and the said County of Dutchess has caused its corporate seal to be affixed hereto and these presents to be signed by _____, of the County of Dutchess, duly authorized to do so the day and year first above written.

Town of Beekman

(Seal)

By: Barbara A. Zulauf
Barbara Zulauf, Supervisor

Attest:

Rachel Rancourt, Town Clerk

RACHAEL L RANCOURT
Notary Public - State of New York
NO. 01RA6250047
Qualified in Dutchess County
My Commission Expires 10/31/2015

STANDARD FORM RECORDED BY LAND TITLE FORM NO. 21
Quality Pre-Printed

This Indenture,

268

Made the 12th day of April nineteen hundred and Seventy-Two,

Between DOVER RIDGE ESTATES, INC., a domestic corporation, with its principal place of business at Shenorock, New York,

party of the first part, and

COUNTY OF DUTCHESS, a municipal corporation, having its principal office at the County Office Building, No. 22 Market Street, in the City of Poughkeepsie, County of Dutchess and State of New York,

party of the second part

Witnesseth, that the party of the first part, in consideration of ONE and 00/100 ($1.00)----------Dollars, lawful money of the United States, actual consideration paid by the party of the second part, does hereby remise, release and quitclaim unto the party of the second part, its successors and assigns forever,

All those pieces or parcels of land situate at the Pleasant Ridge (C.R.32) Road, Town of Beekman, County of Dutchess, for a permanent easement for a right of way to construct, maintain, operate, repair or remove a storm drain under and across the lands described as follows:

PARCEL 1

BEGINNING at a point on the easterly boundary of the Pleasant Ridge (C.R.32) Road, said point being distant 253.52 feet southerly along the easterly boundary of said Road from the northwesterly corner of lands of Dover Ridge Estate, Inc. and the southwesterly corner of lands now or formerly Stone; running thence through lands of Dover Ridge Estates, Inc., S 83° 17' 40" E 507.91 feet to a point on the northwesterly boundary of Stone Drive; thence along said boundary and on a curve, with a radius of 110.00 feet in a general southwesterly direction 8.94 feet to a point on said boundary; thence S 60° 20' W 25.29 feet to a point on said boundary; thence through lands of Dover Ridge Estates, Inc.; N 83° 17' 40" W 480.04 feet to the easterly boundary of Pleasant Ridge (C.R.32) Road; thence along said boundary N 6° 42' 20" E 20 feet to the place of beginning, containing 0.226 acres more or less.

PARCEL 2

BEGINNING at a point on the division line between lands of Dover Ridge Estates, Inc., and lands now or formerly Christian said point being distant easterly 135.00 feet along said division line from a point on the easterly boundary of the Pleasant Ridge (C.R.32) Road; running thence through lands of Dover Ridge Estates, Inc.; N 49° 04' 42" W 126.41 feet to a point on the southerly boundary of Stone Drive; thence along the southerly boundary of Stone Drive and

Exhibit A

on curve, with a radius of 310.00 feet, in an easterly direction a distance of 35.79 feet to a point; thence through lands of Dover Ridge Estates, Inc., the following courses and distances; S 49° 04' 42" E 91.45'; thence S 78° 48' 41" E 241.52 feet; thence S 28° 05' W 20.90 feet to a point on the division line between lands of Dover Ridge Estates, Inc., and land now or formerly Christian; thence along said division line N 78° 48' 41" W 240.75 feet to the place of beginning, containing 0.160 acres more or less.

2926

REAL ESTATE TRANSFER TAX STATE OF NEW YORK

Dept of Taxation & Finance

$ 00.00

May 11 2 34 PM '72

OUTCHESS COUNTY CLERK

RF

269

Together with the appurtenances and all the estate and rights of the party of the first part in and to the said premises.

To have and to hold the premises herein granted unto the party of the second part, its successors and assigns forever.

And The grantor, in compliance with Section 13 of the Lien Law, covenants as follows: That it will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement, and that it will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

In Witness Whereof, the party of the first part has caused its corporate seal to be hereunto affixed, and these presents to be signed by its duly authorized officer the day and year first above written.

In the Presence of:

DOVER RIDGE ESTATES, INC.

By [signature]

DUTCHESS [illegible] ATTORNEYS
[illegible]
[illegible]
22 Market Street
Poughkeepsie, N. Y.

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

On the 5 day of September, in the year of 2014, before me, the undersigned, a notary public in and for said state, personally appeared Barbara Zulauf, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

NOTARY PUBLIC

PAMELA E WALTENBERG
Notary Public - State of New York
NO. 01WA6297286
Qualified in Dutchess County
My Commission Expires 2/18/2018

Public Works and Capital Projects Roll Call

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

Present: 11 **Resolution:** ✓ **Total :** 11 (Yes) 0 (No)

Absent: 1 **Motion:** ____ **Abstentions:** 0

Vacant: 0

2015046 GRANTING AN EASEMENT TO THE TOWN OF BEEKMAN ON PROPERTY LOCATED AT PLEASANT RIDGE ROAD, (DOVER RIDGE ESTATES), TOWN OF BEEKMAN

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015046 GRANTING AN EASEMENT TO THE TOWN OF BEEKMAN ON PROPERTY LOCATED AT PLEASANT RIDGE ROAD, (DOVER RIDGE ESTATES), TOWN OF BEEKMAN

Date: March 9, 2015

RESOLUTION NO. 2015047

BOND RESOLUTION DATED APRIL 13, 2015.

A RESOLUTION AUTHORIZING THE ISSUANCE OF $5,471,000 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY A PORTION OF THE COST OF BRIDGE, CULVERT AND HIGHWAY IMPROVEMENTS IN AND FOR SAID COUNTY.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which it has been determined will not have a significant effect on the environment; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE

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

Section 1. The cost of the reconstruction and replacement of bridges, and culverts and reconstruction of roads, including the cost of a highway safety and drainage improvement program in and for the County of Dutchess, New York, including incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of $8,479,168.

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

(a) by the issuance of the $5,471,000 serial bonds hereby authorized to be issued therefore pursuant to the provisions of the Local Finance Law; and

(b) by the expenditure of $3,008,168 monies to be received from the State of New York as Consolidated Highway Improvement Program (CHIP) aid monies, which monies are hereby appropriated therefor.

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

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

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

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

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

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

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

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

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

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

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

CERTIFICATION FORM

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

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

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on April 13, 2015, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on April 20, 2015, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

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

Newspaper and/or other news media	Date given
Southern Dutchess News	April 10, 2015
Poughkeepsie Journal	April 10, 2015

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

Designated Location(s) of posted notice	Date of Posting
22 Market Street, 6th Floor, County Office Building Poughkeepsie, NY 12601	April 10, 2015

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 14th day of April 2015.

Carolyn Morris
Clerk, County Legislature

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

LEGAL NOTICE OF ESTOPPEL

The following entitled bond resolution, a summary of which is published herewith, has been adopted on April 13, 2015, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Dutchess, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is each available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: Poughkeepsie, New York,

April 14, 2015.

Carolyn Morris
Clerk, County Legislature

Date

RESOLUTION NO. 2015047

MARCUS J. MOLINARO
COUNTY EXECUTIVE

BOND RESOLUTION DATED APRIL 13, 2015.

A RESOLUTION AUTHORIZING THE ISSUANCE OF $5,471,000 BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY A PORTION OF THE COST OF BRIDGE, CULVERT AND HIGHWAY IMPROVEMENTS IN AND FOR SAID COUNTY.

APPROVED

Class of objects or purposes:	Highway, culvert and bridge improvements, including incidental improvements and expenses
Period of probable usefulness:	15 years
Maximum estimated cost:	$8,479,168
Maximum amount of bonds to be issued:	$5,471,000 bonds
Other monies:	$3,008,168 CHIPS monies from State
SEQRA status:	Type II Action. SEQRA compliance materials on file in the office of the Clerk of the County Legislature which it may be inspected during regular office hours.

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

Bridge, Culvert and Highway Improvements

Year	PRIN O/S	PRIN PAYMENT	INTEREST	TOTAL
1	$5,471,000	$364,733	$164,130	$528,863
2	5,106,267	364,733	153,188	517,921
3	4,741,534	364,733	142,246	506,979
4	4,376,800	364,733	131,304	496,037
5	4,012,067	364,733	120,362	485,095
6	3,647,334	364,733	109,420	474,153
7	3,282,600	364,733	98,478	463,211
8	2,917,867	364,733	87,536	452,269
9	2,553,133	364,733	76,594	441,327
10	2,188,400	364,733	65,652	430,385
11	1,823,667	364,733	54,710	419,443
12	1,458,933	364,733	43,768	408,501
13	1,094,200	364,733	32,826	397,559
14	729,467	364,733	21,884	386,617
15	364,733	364,733	10,942	375,675
TOTAL		$5,471,000	$1,313,040	$6,784,040
AVG. PER YEAR		$364,733	$87,536	$452,269

FISCAL IMPACT STATEMENT

TOTAL PRINCIPAL	$5,471,000	
ANTICIPATED INTEREST RATE		3.00%
TERM 15 YEARS. ANTICIPATED FEES:		$54,168
ANTICIPATED ANNUAL COST (PRIN + INT):		$452,269
TOTAL PAYBACK (ANNUAL COST x TERMS):		$6,784,040

PREPARED BY HEIDI SEELBACH

H0479 - 2015 Highway & Bridge Improvements

APPROPRIATIONS

Increase

H0479.5110.3250	Roads-Reconstruction	$775,000
H0479.5110.3250.212	Roads-Reconstruction CHIPS	$2,000,000
H0479.5120.3450	Bridges-Reconstruction	$4,641,832
H0479.5120.3450.212	Bridges-Reconstruction CHIPS	$1,008,168
H0479.5110.3900	Bond Issuing Costs	$54,168
		$8,479,168

REVENUES

Increase

H0479.5110.57100	Serial Bonds	$5,471,000
H0479.5110.35010.07	Consolidated Highway Aid County Roads 2007 and forward	$2,000,000
H0479.5120.35010.07	Consolidated Highway Aid County Roads 2007 and forward	$1,008,168
		$8,479,168

2015 Highway and Bridge Improvement Program

The Department of Public Works Highway Management Division (Engineering and Highway Construction & Maintenance) conducts a Capital Highway and Bridge Improvement Program each year. These funds are utilized to maintain, repair and improve our County transportation system, which includes 151 bridges, 186 large drainage culverts and structures, and 395 centerline miles of roads. The highway system also includes associated storm water drainage systems (pipes, catch basins and ditches), 21 traffic control signals or beacons, and other safety devices (signs, guide rail, pavement markings, etc.).

Planned programs for 2015 include: *Pavement Management Program, Bridge and Culvert Improvement Program, and Highway, Safety and Drainage Improvement Program.* The total cost for projects included in this request is estimated at $8,425,000.

The County expects to receive approximately $3,008,168 in *Consolidated Highway Improvement Programs Funds* (CHIPS) from New York State that will offset 2015 capital project costs.

Based on estimated project costs and anticipated offsets from CHIPS funding, the net 2015 request is $5,416,832.

Summary Breakdown of Request:

Estimated Program Amount	Program Description
$2,000,000	Pavement Management Program.
$5,650,000	Bridge and Culvert Improvement Program.
$775,000	Highway, Safety and Drainage Improvement Program.
$8,425,000	**Estimated Total 2015 Projects Cost**
-$3,008,168	Anticipated 2015 CHIPS Funds (NYS)
$5,416,832	**2015 Net Request**

Pavement Management Program

The 2015 Pavement Management program involves resurfacing or reconstruction of County highways using both contractors and County forces. Special surface treatments, developed to extend pavement life, may be performed by vendors and contractors with the necessary equipment and expertise. Work necessary to prepare the highways for resurfacing or reconstruction, such as culvert pipe replacement, ditch and drainage system repairs and localized surface repairs are included within the scope of this program. In addition, replacement of pavement markings is included within the scope of work under this program. All such work is eligible for CHIPS funding. The estimate for current year funding of this project is $2,000,000. CHIPS funding will be used to offset this program.

Bridge & Culvert Improvement Program

Bridge PV-15 Replacement and realignment of CR 72 (North Avenue) near Sherow Road, Town of Pleasant Valley. Design work was funded using prior year capital funds and is complete. Right-of way is being purchased and environmental permits are being pursued. $1.4M in construction costs were authorized in the 2014 bond request. The construction cost estimate has increased due to wetland mitigation construction; increased bridge width due to intersection alignment; above and below ground utility conflicts; and additional right-of-way needed for wetlands mitigation. The current estimate for construction and construction inspection is $2.6M. Construction is scheduled for 2015 assuming environmental permits can be obtained. The current request includes $1.2M.

Bridge RH-18 Replacement, CR 79 (Linden Avenue) over Sawkill Creek, Town of Red Hook. This bridge is currently posted for 3 tons due to significant structural deficiencies. Environmental studies, design work preparation of construction bid documents was authorized in the 2014 bond request. Design work is underway and is expected to be complete April 2015. The estimate for construction and construction inspection is $1.2M. Right-of-way is being sought and environmental permits are being pursued. Construction is scheduled for May 2015 if permits and right-of-way are obtained. The current request includes $1.2M.

Bridge PP-2, Hoffman Road over Shekomeko Creek, Town of Pine Plains. The bridge has been closed to traffic since September 2014 due to a partial collapse of the abutment and wing wall. Environmental studies and design work was funded using prior year capital funds and is underway. Plans and specifications are expected to be complete in May 2015. The estimate for construction and construction inspection is $2.0M. Right-of-way is being sought and environmental permits are being pursued. Construction is scheduled for June 2015 if permits and right-of-way are obtained. The current request includes $2.0M.

Bridge Painting – various locations throughout the County. This project will involve removing old failing paint and rust from steel bridge structures and applying a new paint coating system. Work also includes specialized inspection

services provided by consultants to assure proper surface preparation and paint application. Design by County forces, construction by contracted services. Estimated cost: $600,000.

Culvert M-9 Repair, CR 56 (Turkey Hill Road) over unnamed stream, Town of Milan. This culvert is structurally deficient and hydraulically inefficient. Plans and specifications have been designed by in-house staff. Construction will be performed by contracted services. Construction inspection will be performed by in-house staff. Construction is estimated at $350,000 and is scheduled for 2015. The current request includes $350,000.

Scour repair to three bridges, various locations. NYSDOT's biennial bridge inspection program identified undermining and scour problems at the following three bridges: Bridge C-22, CR 18 (Clinton Hollow Road) over the Little Wappinger Creek, Town of Clinton; Bridge L-29 CR 21 (East Noxon Road) over the Jackson Creek, Town of LaGrange; and Bridge L-33, CR 21 (East Noxon Road) over the Jackson Creek, Town of LaGrange. Repairs will be made to stabilize the stream bed, fill in voids under bridge abutments and piers, and install scour resistant countermeasures. Construction will be performed by contracted services. Construction inspection will be performed by in-house staff. Construction is estimated at $300,000 and is scheduled for 2015. The current request includes $300,000.

Highway Safety and Drainage Improvement Program

Miscellaneous Drainage Repairs, County-wide. This request is to fund capital repairs to culverts, large pipes, and drainage systems as necessary. Severe weather, unforeseen damage and unanticipated repair needs require the Department to maintain the ability to expend funds on capital projects to keep the transportation system safe and operational. The current request includes $100,000.

Guide Rail Installation or Replacement, County-wide. This request is to fund installation of new guide rail or replacement guide rail at various locations throughout the county road system. The current request includes $125,000.

Intersection Improvements at CR 72 (North Avenue) and Hurley Road, Town of Pleasant Valley. This intersection has experienced 3 fatal accidents over the past 10 years. Preliminary design plans and studies have been completed. The request is for funding of final design and development of plans and specifications by consultant services. Construction is scheduled for 2016 if right of way and permits can be obtained in 2015. Construction and construction funds will be requested in the 2016 bond request. The current includes $175,000.

Retaining Wall Replacement, CR 50 (Mt. Ross Road), Town of Pine Plains. This project includes removal of a failing retaining wall and replacing it in the same location. The wall supports a private property that is adjacent to the county road shoulder. The failing wall is causing large stones and debris to fall on the county road shoulder, causing a hazard to motorists. Design is underway by in-house staff. Construction will be performed by contracted services and construction

inspection will be done by in-house staff. Construction is estimated at $200,000 and is scheduled for 2015. The current request includes $200,000.

Intersection Improvements at CR 103 (River Road) and Mt. Rutsen Road, Town of Rhinebeck. This intersection is a "Y" configuration and does not allow for optimal sight distances for motorists entering River Road from Mt. Rutsen Road. This project will re-configure the intersection into a "T" style intersection and improve sight distances and safety. Environmental studies and design will be performed by in-house staff with some required consultant services. Construction is planned for 2015 or 2016 by DPW forces. The current request includes $100,000 for consultant services and specialized construction equipment rentals.

Intersection Improvements at CR 78 (West Kerley Corners Road) and NYS Route 9G. NYSDOT has installed a flashing traffic signal at the intersection. The westbound approach to the intersection on CR 78 has a hill in the road that restricts visibility of the new traffic signal. This project will remove the hill in the road to increase sight distance to the new traffic signal. Design will be completed by in-house staff, with some specialized consultant services. Construction is scheduled for 2016 and funds for construction will be requested in the 2016 bond request. The current request includes $75,000 for consultant services.

Note: Estimates for individual projects are approximate based on current information. Some projects may actually come in lower or higher than estimated; however, the cost for all projects combined will be within the total $8.425 million.

2015 Road and Bridge Improvement Program

Pavement Management Program	$2,000,000
Bridge/Culvert Improvement Program	$5,650,000
Misc. Highway, Safety and Drainage Improvement Program	$775,000
Estimated Total 2014 Project Costs	**$8,425,000**
Anticipated CHIPS Funds (NYS)	-$3,008,168

2015 Net Total Program Request	$5,416,832

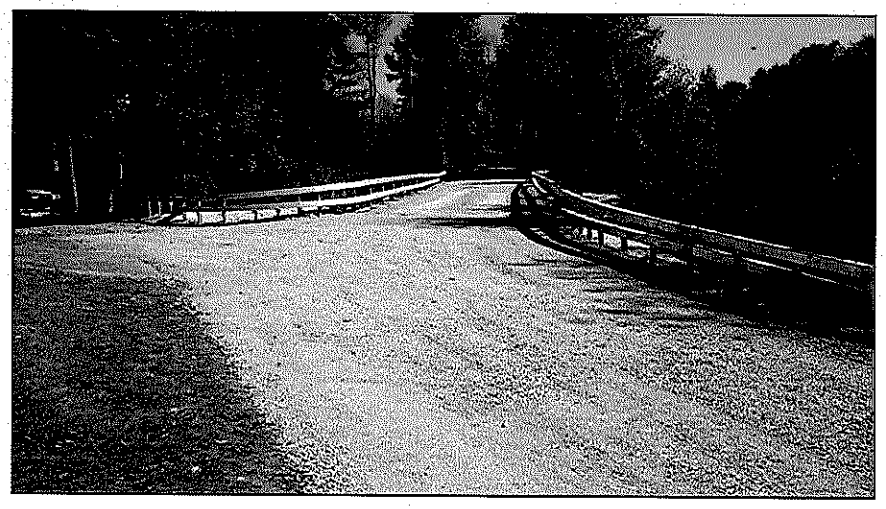
8 YR. History of Annual Bridge & Highway Bond Requests

Year	Resolution No.	Net Request**
2007	Res. No. 207090	$3.284M
2008	Res. No. 208150	$2.935M
2009	Res. No. 209116	$2.715M
2010	Res. No. 2010225	$0.000M
2011	Res. No. 2011133	$1.488M
2012	Res. No. 2012087	$1.704M
2013	Res. No. 2013068	$3.500M
2014	Res. No. 2014048	$5.568M

- ** Net County funding after CHIPs offset, does not include bond costs.

2014 Bridge Rehabilitation Project

Bridge M-11, Fishwoods Road over Kobe Creek, Town of Milan



Bridge beams and deck replaced. Design by consultant and construction by contracted services.

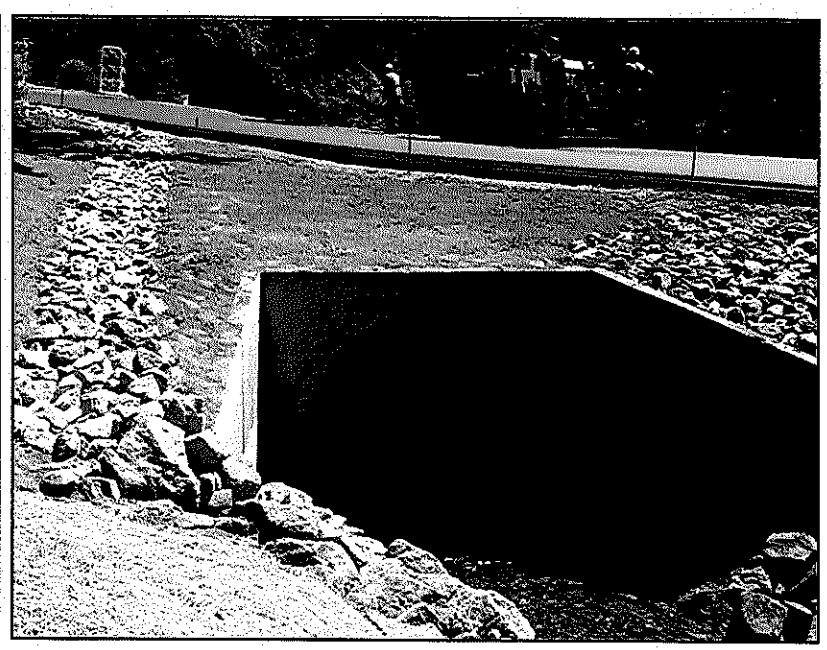
2014 Culvert Replacement

Culvert PA-03, Quaker Hill Road (CR 67), Town of Pawling

Replacement of twin pipes with new concrete box culvert and guide rail.

2014 Culvert Replacement

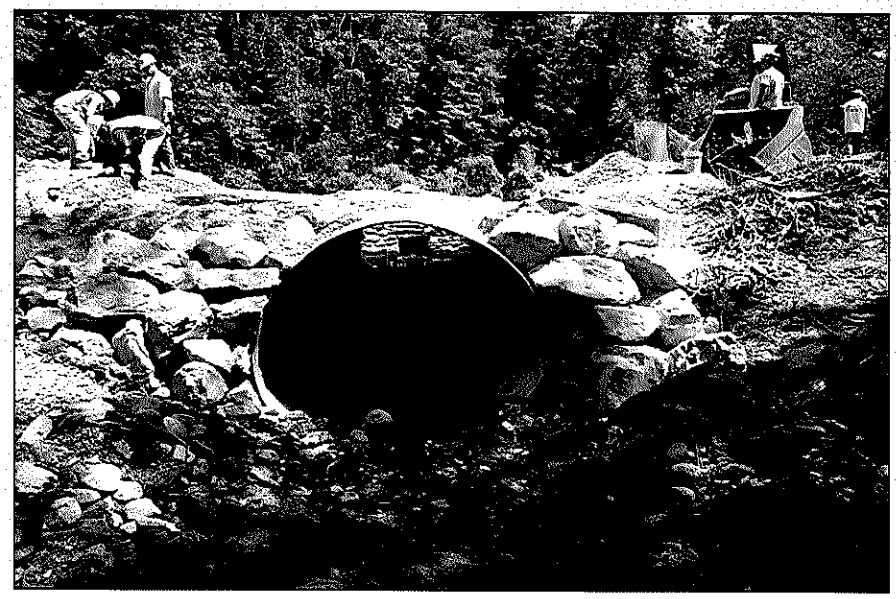
Culvert N-20, McGhee Hill Road (CR 64), Town of North East



Replaced twin pipe culvert with new concrete culvert, new headwalls and new guide railing.

2014 Culvert Replacement

Culvert C-16 ; Hollow Road (CR 14)
Town of Clinton



Emergency replacement of collapsed concrete box culvert with new corrugated metal pipe and concrete headwalls. Design and construction by DPW forces.

2014 Highway Improvements

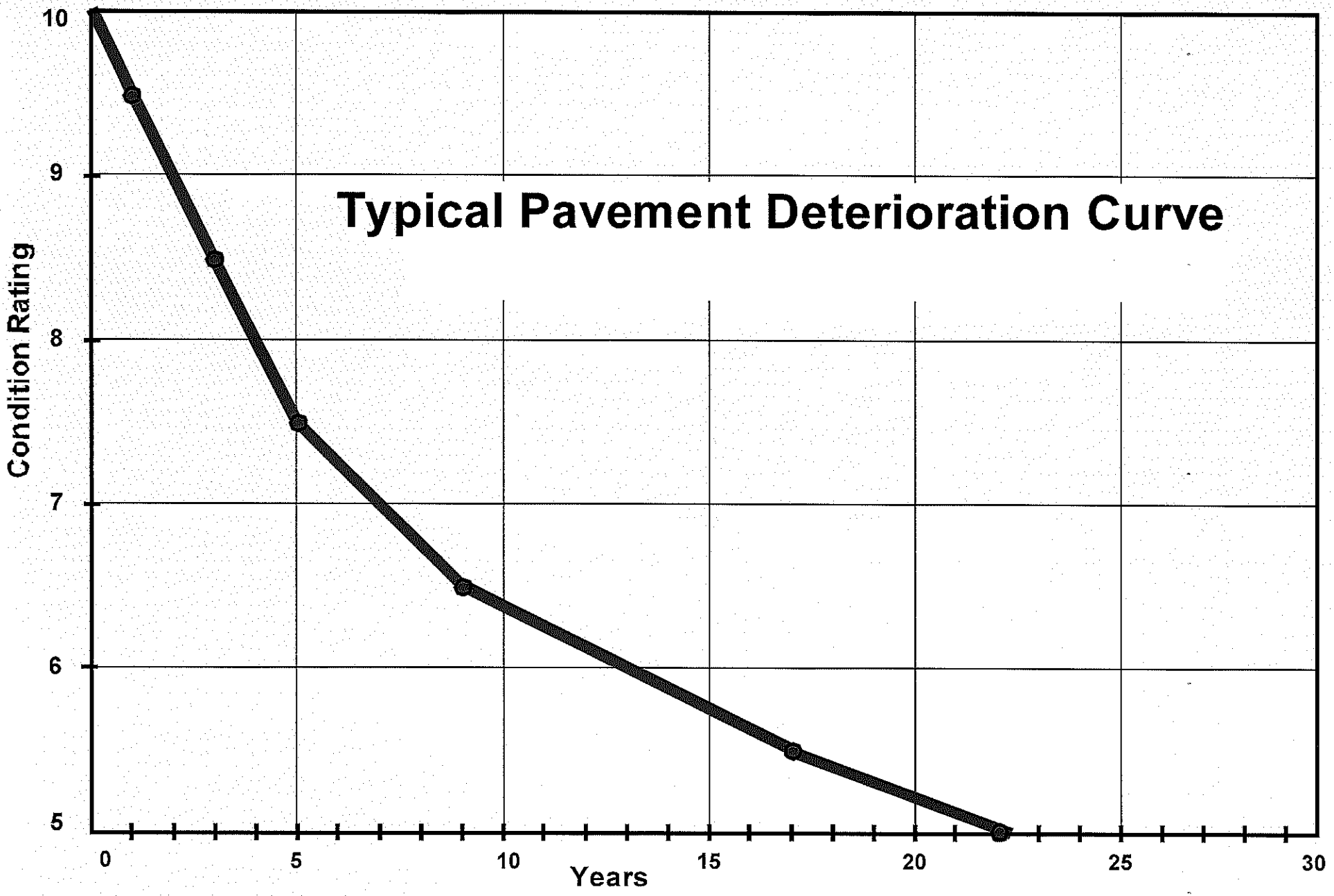
Milling and Hot Mix Asphalt (HMA) Overlay
CR 44Town of LaGrange

Asphalt wearing surface was milled off, then replaced with 1 ½" high-friction asphalt concrete wearing surface

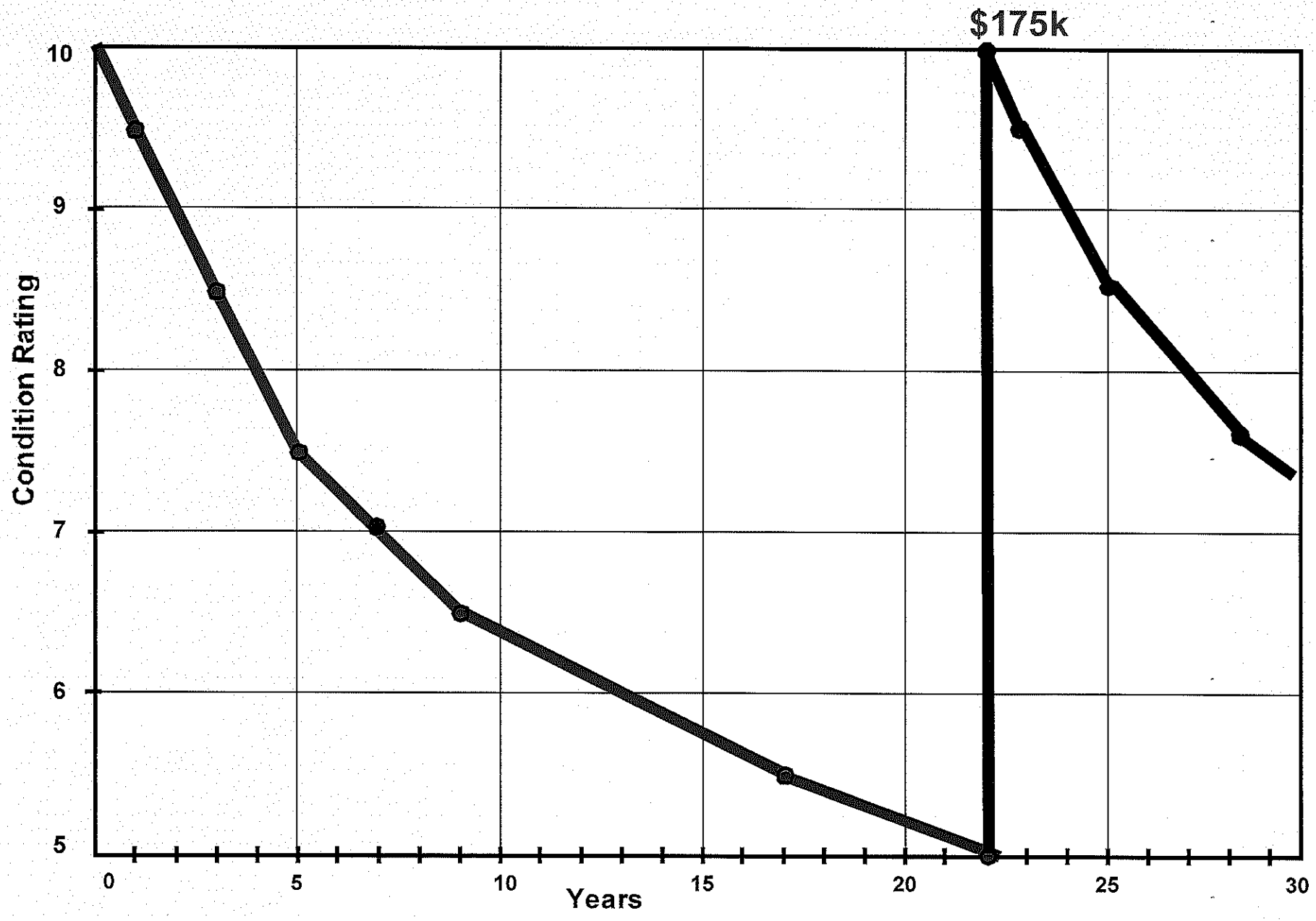
2014 Highway Improvements

Hot Mix Asphalt (HMA) Overlay
CR 47 (South Avenue) Town of Pleasant Valley

Resurfaced South Avenue (CR 47) with 1 ½" high-friction asphalt.
Work completed by DPW Forces.

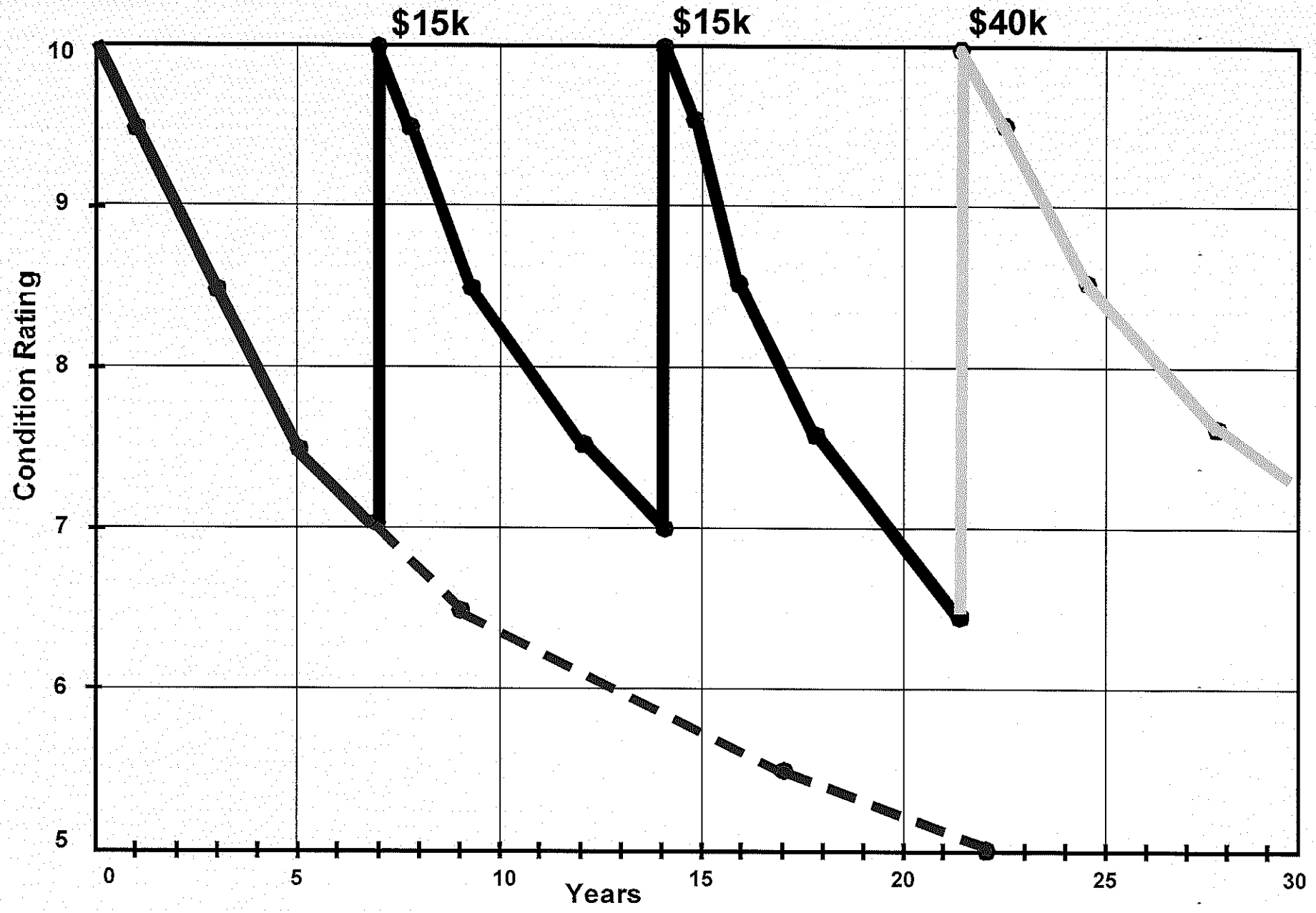

Typical Pavement Deterioration Curve
Condition Rating
10
9
8
7
6
5
0
5
10
15
20
25
30
Years

Cost of Rehab after 22 years of Deterioration

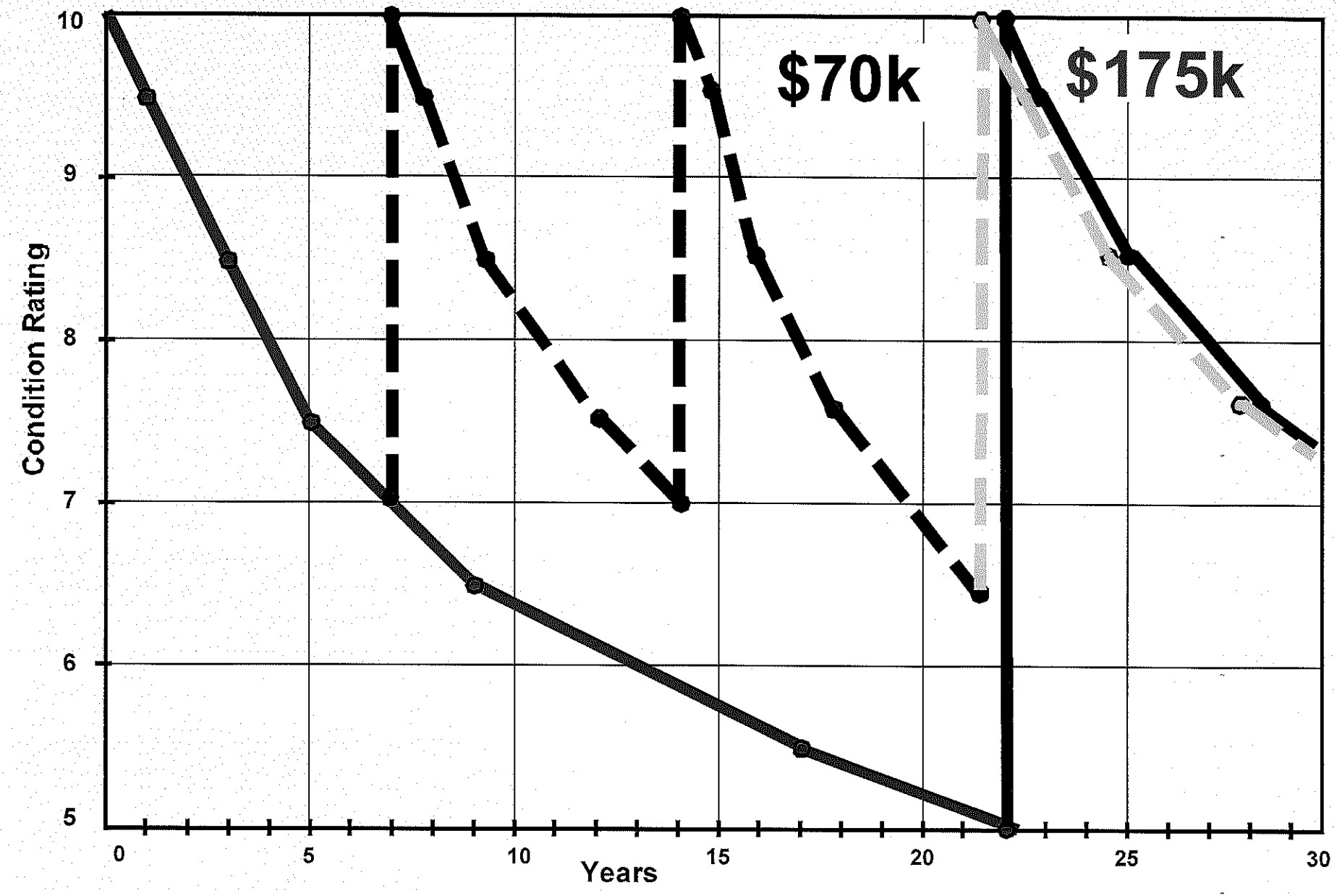


Cost of 3 Surface Treatments after @ 7 years Deterioration

(7, 14, and 22 years)



Cost Comparison between Three, 7-year Treatments and One, 22-year Treatment



2015 Pavement Management Program

- Total Estimated Cost = $2 Million

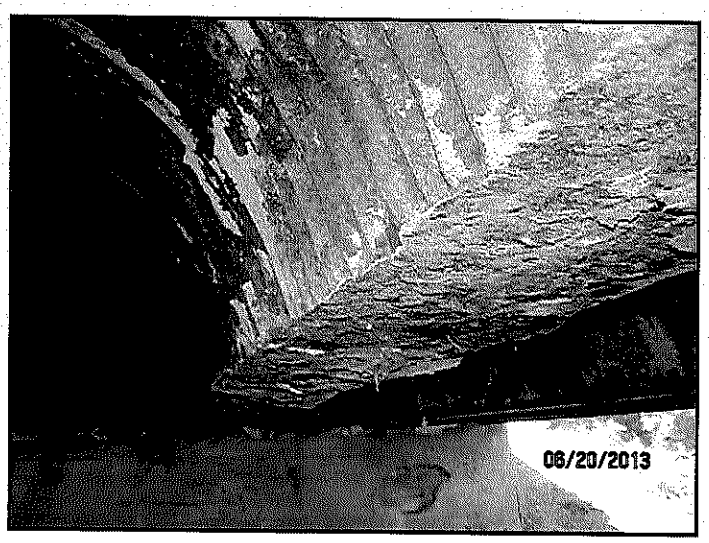
- Approximately 10 Centerline Miles of County Highway to receive treatment

- Treatments may include:
  1. Hot Mix Application (HMA) resurfacing
  2. Cold In-Place Recycling
  3. Full-Depth Reclamation (FDR)
  4. Heating/Scarifying/Overlay
  5. Fiber Mat w/ surface treatment
  6. Specialty Surface Treatments
     (Nova-Chip, Slurry-Seal, Chip-Seal, Ultra-thin)

Bridge Rating Scale

- 1 - Totally deteriorated, or in failed condition.
- 2 – Used to shade between ratings of 1 and 3.
- 3 – Serious deterioration, or not functioning as originally designed.
- 4 – Used to shade between ratings of 3 and 5.
- 5 – Minor deterioration, but functioning as originally designed.
- 6 – Used to shade between ratings of 5 and 7.
- 7 – New condition. No deterioration.
- 8 – Not applicable.
- 9 – Condition and/or existence unknown.

Proposed 2015 Bridge Projects

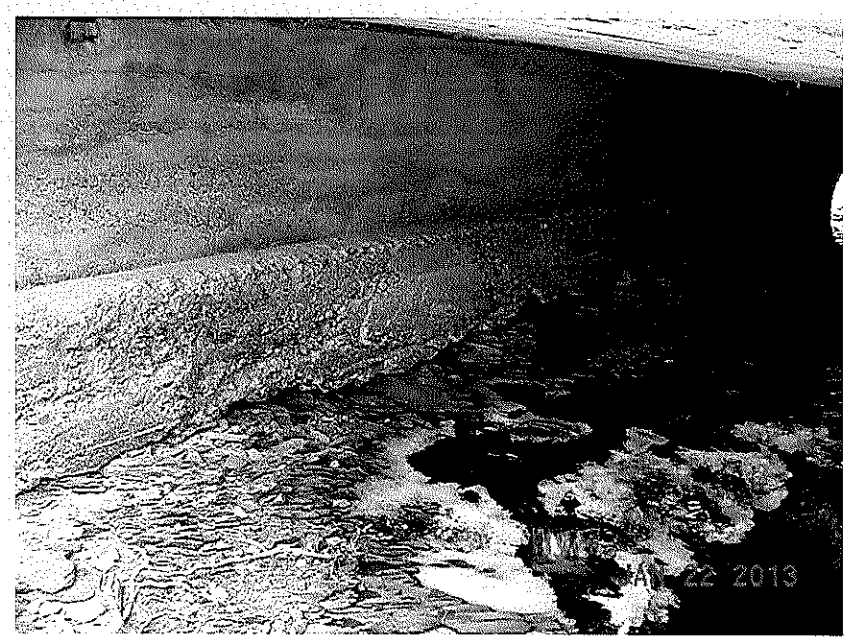


Bridge Replacement
Bridge RH-18, Linden Ave. (CR 79) over Saw Kill,
Town of Red Hook

Proposed 2015 Bridge Projects

Bridge Replacement
Bridge PP-2, Hoffman Road over Shekomeko Creek
Town of Pine Plains

Proposed 2015 Culvert Project



Culvert M-9 Repairs, Turkey Hill Road (CR 56) over unnamed stream, Town of Milan

2015 Highway Safety Project

Intersection Improvements at CR 72 (North Avenue) and Hurley Road, Town of Pleasant Valley.

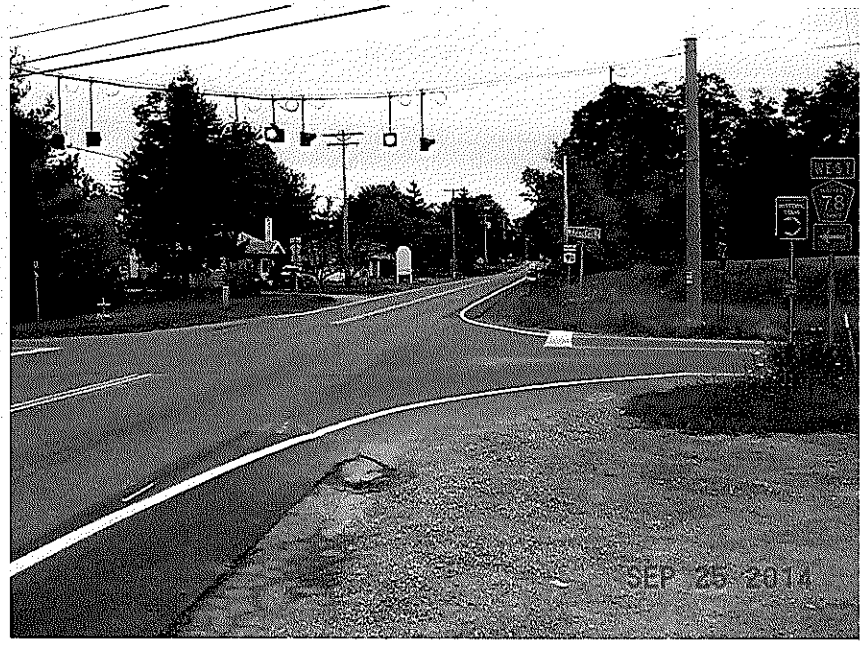
2015 Highway Safety Project

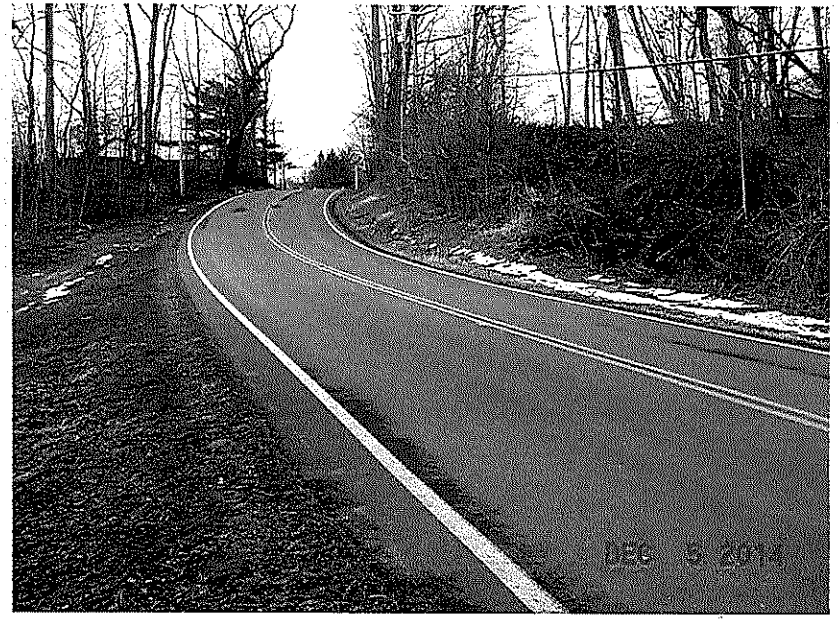
Retaining Wall Replacement, CR 50 (Mt. Ross Road), Town of Pine Plains

2015 Highway Safety Project

Intersection Improvements at CR 103 (River Road) and Mt. Rutsen Road,
Town of Rhinebeck

2015 Highway Safety Project





Intersection Improvements at CR 78 (West Kerleys Corners Road) & NYS Route 9G

2015 Road and Bridge Improvement Program

Pavement Management Program	$2,000,000
Bridge/Culvert Improvement Program	$5,650,000
Misc. Highway, Safety and Drainage Improvement Program	$775,000
Estimated Total 2014 Project Costs	**$8,425,000**
Anticipated CHIPS Funds (NYS)	-$3,008,168

2015 Net Total Program Request	$5,416,832

Morris, Carolyn

From: Balkind, Robert
Sent: Thursday, March 05, 2015 3:08 PM
To: 'Don Sagliano'; Morris, Carolyn
Cc: Ellison, Michael; Knille, Noel
Subject: Bridge PV-15 Project costs

Don,
In 2014, when DPW originally estimated the project cost to replace the North Ave bridge at Sherow Road we anticipated a bridge replacement project with a minor re-alignment of North Ave . The preliminary estimate then was $1.4M and was based on very limited information about the final road alignment, the bridge design, and environmental permitting requirements.

As the project developed through the design process, NYSDEC required that a storm water management facility be added to the project. As plans were developed for the bridge structure, it became necessary to design a wider bridge to accommodate large trucks that would need to turn right out of Sherow Road and travel south on North Ave. This added significant cost to the structure. This also increased the project's wetland impact, and a s a result, a wetland mitigation area had to be designed to construct ½ acre of new wetlands. This also triggered the need to purchase additional property from an adjacent property owner for the new wetland area. DPW recently was informed by State Historic Preservation Office (SHPO) that we needed to perform Phase 1A and 1B archeological investigation to determine if pre-historic cultural resources are located at the project site.

In addition to the increase in estimated construction costs, the consultant fees also went up marginally to pay for performing the additional design work, right of way acquisition work and permitting work. As the project scope became more defined, our consultant was able to develop a more accurate estimate. The new project cost is estimated at $2.6M.

I hope this provides some information about the cost increase for this project.
-bob

Robert H. Balkind, P.E.
Deputy Commissioner
Dutchess County Department of Public Works
626 Dutchess Turnpike
Poughkeepsie, NY 12603
Phone: (845) 486-2901 Fax: (845) 486-6554
Email: rbalkind@dutchessny.gov

www.dutchessny.gov

Public Works and Capital Projects Roll Call

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

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 0 **Motion:** ___ **Abstentions:** 0

Vacant: 0

2015047 A RESOLUTION AUTHORIZING THE ISSUANCE OF $5,471,000 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY A PORTION OF THE COST OF BRIDGE, CULVERT AND HIGHWAY IMPROVEMENTS IN AND FOR SAID COUNTY

Date: April 9, 2015

Roll Call Sheets

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

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015047 A RESOLUTION AUTHORIZING THE ISSUANCE OF $5,471,000 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY A PORTION OF THE COST OF BRIDGE, CULVERT AND HIGHWAY IMPROVEMENTS IN AND FOR SAID COUNTY

Date: April 13, 2015

Resolution 2015047, A Resolution Authorizing the Issuance of $5,471,000 Serial Bonds of the County of Dutchess, New York, to Pay a Portion of the Cost of Bridge, Culvert, and Highway Improvements in and for Said County, was offered for discussion only at the March 5, 2015, Public Works and Capital Projects Committee, and considered at the April 13, 2015, Board Meeting.

Roll call vote on the foregoing resolution resulted as follows:

AYES: 25

NAYS: 0

ABSENT: 0

PUBLIC WORKS & CAPITAL PROJECTS
FOR DISCUSSION ONLY 3/9/15

RESOLUTION NO. 2015048

BOND RESOLUTION DATED APRIL 13, 2015.

A RESOLUTION AUTHORIZING THE ISSUANCE OF AN AGGREGATE $734,270 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF EQUIPMENT AND VEHICLES FOR THE DEPARTMENT OF PUBLIC WORKS, IN AND FOR SAID COUNTY.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have a significant effect on the environment; and

WHEREAS, it is now desired to authorize the financing thereof, NOW, THEREFORE,

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

Section 1. To pay the cost of the purchase of equipment for maintenance purposes for the Department of Public Works, including in each case incidental equipment and expenses in connection therewith, there are hereby authorized to be issued an aggregate $734,270 serial bonds of the County of Dutchess, New York pursuant to the provisions of the Local Finance Law, apportioned as follows:

a) For the purchase of equipment for maintenance purposes, each item of which costs $30,000 or over, at a maximum estimated cost of $679,730, being a class of objects or purposes, having a period of probable usefulness of fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, $679,730 serial bonds of the

aggregate $734,270 serial bonds of the County of Dutchess, New York, herein authorized; and

b) For the purchase of equipment for maintenance purposes, each item of which costs $15,000 or less, at a maximum estimated cost of $54,540, being a class of objects or purposes, having a period of probable usefulness of five years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, $54,540 serial bonds of the aggregate $734,270 serial bonds of the County of Dutchess, New York, herein authorized.

Section 2. It is hereby determined that the aggregate maximum estimated cost of the aforesaid classes of objects or purposes described in Section 1 hereof is $734,270, which classes of objects or purposes are hereby authorized at said maximum estimated cost, and that the plan for the financing thereof by the issuance of the $734,270 serial bonds herein authorized to be issued therefore pursuant to the provisions of the Local Finance Law, apportioned to each such classes of objects or purposes as specified in Section 1 hereof.

Section 3. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 4. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year.

There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Such bonds shall be in fully registered form and shall be signed in the name of the County of Dutchess, New York, by the manual or facsimile signature of the Commissioner of Finance and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be

determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in *The Poughkeepsie Journal* and the *Southern Dutchess News*, the official newspapers of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

CERTIFICATION FORM

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

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

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on April 13, 2015, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on April 20, 2015, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

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

Newspaper and/or other news media	Date given
Southern Dutchess News	April 10, 2015
Poughkeepsie Journal	April 10, 2015

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

Designated Location(s) of posted notice	Date of Posting
22 Market Street, 6th Floor, County Office Building Poughkeepsie, NY 12601	April 10, 2015

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 14th day of April 2015.

Carolyn Morris
Clerk, County Legislature

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

LEGAL NOTICE OF ESTOPPEL

The following entitled bond resolution, a summary of which is published herewith, has been adopted on April 13, 2015, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Dutchess, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is each available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: Poughkeepsie, New York,
April 13, 2015.

Carolyn Morris
Clerk, County Legislature

RESOLUTION NO. 2015048

BOND RESOLUTION DATED APRIL 13, 2015.

A RESOLUTION AUTHORIZING THE ISSUANCE OF AN AGGREGATE $734,270 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF EQUIPMENT AND VEHICLES FOR THE DEPARTMENT OF PUBLIC WORKS, IN AND FOR SAID COUNTY.

Classes of objects or purposes:	(a) Maintenance equipment, each item costs $30,000 or over, 15-year period of probable usefulness, $679,730 serial bonds (b) Construction/maintenance equipment, each item costs $15,000 or less, 5-year period of probable usefulness, $54,540 serial bonds
Maximum estimated cost:	An aggregate $734,270
Amount of bonds to be issued:.	$734,270 serial bonds, allocated as above
SEQRA status:	Type II Action

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

Capital Equipment - DPW Highway Division and Parks Division

Year	PRIN O/S	PRIN PAYMENT	INTEREST	TOTAL
1	$734,270	$56,223	$21,210	$77,433
2	678,047	56,223	19,687	75,910
3	621,823	56,223	18,164	74,387
4	565,600	56,223	16,641	72,864
5	509,377	56,223	15,118	71,341
6	453,153	45,315	13,595	58,910
7	407,838	45,315	12,235	57,550
8	362,523	45,315	10,876	56,191
9	317,207	45,315	9,516	54,832
10	271,892	45,315	8,157	53,472
11	226,577	45,315	6,797	52,113
12	181,261	45,315	5,438	50,753
13	135,946	45,315	4,078	49,394
14	90,631	45,315	2,719	48,034
15	45,315	45,315	1,359	46,675
TOTAL		$734,270	$165,590	$899,860
AVG. PER YEAR		$48,951	$11,039	$59,991

FISCAL IMPACT STATEMENT

TOTAL PRINCIPAL	$734,270	
ANTICIPATED INTEREST RATE		3.00%
TERM 15 YEARS. ANTICIPATED FEES:		$7,270
ANTICIPATED ANNUAL COST (PRIN + INT):		$59,991
TOTAL PAYBACK (ANNUAL COST x TERMS):		$899,860

PREPARED BY HEIDI SEELBACH

COUNTY OF DUTCHESS DEPARTMENT OF PUBLIC WORKS
HIGHWAY CONSTRUCTION AND MAINTENANCE DIVISION

2015 CAPITAL EQUIPMENT REQUESTS

Qty to purchase	Equipment Description	H= Highway P= Parks A= Airport	Unit price	Total Cost	NOTES
1	Gang Truck	H	$ 175,000.00	$ 175,000.00	G-7 ~~G-8~~ (to auction)
1	Semi-Tractor Truck	H	$ 130,000.00	$ 130,000.00	Replaces TT-1
1	Skid steer loader w/ snow blower	H	$ 90,000.00	$ 90,000.00	SL-1 to surplus
1	Sector Truck 1-ton	H	$ 48,000.00	$ 48,000.00	P-21 to 2nd line, P-5 to auction
1	Flusher truck 2,000 gal.	H	$ 230,000.00	$ 230,000.00	W-4 to auction
2	Zero-turn Mowers	P	$ 12,000.00	$ 24,000.00	2 existing mowers to auction
3	Utility Vehicle	P	$ 10,000.00	$ 30,000.00	2 existing util vehicles to surplus, 1 new
			EST. TOTAL =	**$727,000.00**	

H0481 - 2015 Capital Equipment

APPROPRIATIONS

Increase

H0481.5110.2400.15	DPW Hwy - Highway & Street Equip 15 Year	$673,000
H0481.7110.2400.10	Parks - Highway & Street Equip 10 Year	$54,000
H0481.5110.3900	Bond Issuing Costs	$7,270
		$734,270

REVENUES

Increase

H0481.5110.57100	Serial Bonds	$ 734,270
		$734,270

Public Works and Capital Projects Roll Call

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

Present: 12 **Resolution:** 12 ✓ **Total :** 12 Yes 0 No

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015048 A RESOLUTION AUTHORIZING THE ISSUANCE OF AN AGGREGATE $734,270 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF EQUIPMENT AND VEHICLES FOR THE DEPARTMENT OF PUBLIC WORKS, IN AND FOR SAID COUNTY

Date: April 9, 2015

Roll Call Sheets

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

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015048 A RESOLUTION AUTHORIZING THE ISSUANCE OF AN AGGREGATE $734,270 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF EQUIPMENT AND VEHICLES FOR THE DEPARTMENT OF PUBLIC WORKS, IN AND FOR SAID COUNTY

Date: April 13, 2015

Resolution 2015048, A Resolution Authorizing the Issuance of an Aggregate $734,270 Serial Bonds of the County of Dutchess, New York, to Pay the Cost of the Purchase of Equipment and Vehicles for the Department of Public Works, in and for Said County, was offered for discussion only at the March 5, 2015, Public Works and Capital Projects Committee, and considered at the April 13, 2015, Board Meeting.

Roll call vote on the foregoing resolution resulted as follows:

AYES: 25

NAYS: 0

ABSENT: 0

RESOLUTION NO. 2015049

BOND RESOLUTION DATED APRIL 13, 2015.

A RESOLUTION AUTHORIZING THE COST OF THE RECONSTRUCTION OF CRUM ELBOW ROAD IN THE TOWN OF HYDE PARK (PHASE II), IN AND FOR THE COUNTY OF DUTCHESS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF $4,242,000, AND AUTHORIZING THE ISSUANCE OF $4,242,000 BONDS TO PAY THE COST THEREOF.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which it has been determined will not have a significant effect on the environment; and

WHEREAS, it is now desired to authorize the financing thereof, NOW, THEREFORE,

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

Section 1. The reconstruction of Crum Elbow Road in the Town of Hyde Park (Phase II), in and for the County of Dutchess, New York, including drainage improvements, culverts, foundation stabilization, guide rails and other safety features, and other incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of $4,242,000.

Section 2. It is hereby determined that the plan for the financing of said specific object or purpose is by the issuance of $4,242,000 serial bonds hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is 15 years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

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

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated

powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

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

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or

are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

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

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

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

* * * * *

CERTIFICATION FORM

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

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

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on April 13, 2015, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on April 20, 2015, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

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

Newspaper and/or other news media	Date given
Southern Dutchess News	April 10, 2015
Poughkeepsie Journal	April 10, 2015

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

Designated Location(s) of posted notice	Date of Posting
22 Market Street, 6th Floor, County Office Building Poughkeepsie, NY 12601	April 10, 2015

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 14th day of April 2015.

Clerk, County Legislature

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

LEGAL NOTICE OF ESTOPPEL

The following entitled bond resolution, a summary of which is published herewith, has been adopted on April 13, 2015, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Dutchess, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is each available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: Poughkeepsie, New York,

April 14, 2015

Carolyn Morris
Clerk, County Legislature

RESOLUTION NO. 2015049

BOND RESOLUTION DATED APRIL 13, 2015.

A RESOLUTION AUTHORIZING THE COST OF THE RECONSTRUCTION OF CRUM ELBOW ROAD IN THE TOWN OF HYDE PARK (PHASE II), IN AND FOR THE COUNTY OF DUTCHESS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF $4,242,000, AND AUTHORIZING THE ISSUANCE OF $4,242,000 BONDS TO PAY THE COST THEREOF.

Specific object or purpose:	Reconstruction of Crum Elbow Road in the Town of Hyde Park
Period of probable usefulness:	15 years
Maximum estimated cost:	$4,242,000
Amount of bonds to be issued:	$4,242,000 bonds
SEQRA status:	Unlisted Action. SEQRA compliance materials on file in the office of the Clerk of the County Legislature which it may be inspected during regular office hours

Reconstruction of Crum Elbow Road (Phase II)

Year	PRIN O/S	PRIN PAYMENT	INTEREST	TOTAL
1	$4,242,000	$282,800	$127,260	$410,060
2	3,959,200	282,800	118,776	401,576
3	3,676,400	282,800	110,292	393,092
4	3,393,600	282,800	101,808	384,608
5	3,110,800	282,800	93,324	376,124
6	2,828,000	282,800	84,840	367,640
7	2,545,200	282,800	76,356	359,156
8	2,262,400	282,800	67,872	350,672
9	1,979,600	282,800	59,388	342,188
10	1,696,800	282,800	50,904	333,704
11	1,414,000	282,800	42,420	325,220
12	1,131,200	282,800	33,936	316,736
13	848,400	282,800	25,452	308,252
14	565,600	282,800	16,968	299,768
15	282,800	282,800	8,484	291,284
TOTAL		$4,242,000	$1,018,080	$5,260,080
AVG. PER YEAR		$282,800	$67,872	$350,672

FISCAL IMPACT STATEMENT

TOTAL PRINCIPAL	$4,242,000	
ANTICIPATED INTEREST RATE		3.00%
TERM	15 YEARS. ANTICIPATED FEES:	$42,000
ANTICIPATED ANNUAL COST (PRIN + INT):		$350,672
TOTAL PAYBACK (ANNUAL COST x TERMS):		$5,260,080

PREPARED BY HEIDI SEELBACH

H0480 - CR 41 Reconstruction Project

APPROPRIATIONS			
Increase			
	H0480.5110.3250	Roads-Reconstruction	$4,200,000
	H0480.5110.3900	Bond Issuing Costs	$42,000
			$4,242,000
REVENUES			
Increase			
	H0480.5110.57100	Serial Bonds	$4,242,000
			$4,242,000

Crum Elbow Road (CR 41) Safety and Drainage Improvements

Project Location Map

The project is located along County Route 41 (Crum Elbow Road) from 200 feet west of Cardinal Road to 200 feet east of Matuk Road in the Town of Hyde Park, New York.

Project Statistics

Average Annual Daily Traffic Volume (AADT) = 8158 veh (2012)

Existing Lane Widths = 11' **Proposed Lane Widths = 11'**

Existing Shoulder Widths = 1-3' **Proposed Shoulder Widths = 4'**

Project Objectives:

- **Provide a roadway that minimizes future settlement.**
- **Provide drainage system and road grade to reduce flooding.**
- **Provide safety improvements (guide railing, signage, etc.)**
- **Provide pedestrian access via a consistent shoulder.**

Wetlands and Drainage

- Crum Elbow Road bisects NYSDEC regulated wetland HP-23.
- Triple 48"diameter CMP cross culvert approximately 700 feet east of Cardinal Road that carries the Maritje Kill south.
- Standing water several feet deep is found on both sides of the road just off the pavement edge within the wetland boundaries.
- Approximately 360 linear feet of the road is contained within the floodway of the Maritje Kill.
- Road floods due to moderate rainfall 1-2 times per year.

Subsurface Soils

- Four borings were taken near the vicinity of the cross culvert.
- Immediately beneath the asphalt there was loose to very compact sandy gravel extending from 8 to 15.5 feet below the surface.
- Beneath the sandy gravel was a layer of loose organic materials ranging in depth from 22 to 47 feet.
- Based on experience with similar material, settlement of the road is likely still occurring.
- The most effective strategy to reduce settlement of the reconstructed road is to use a pile supported road embankment system.

Detour Route During Construction

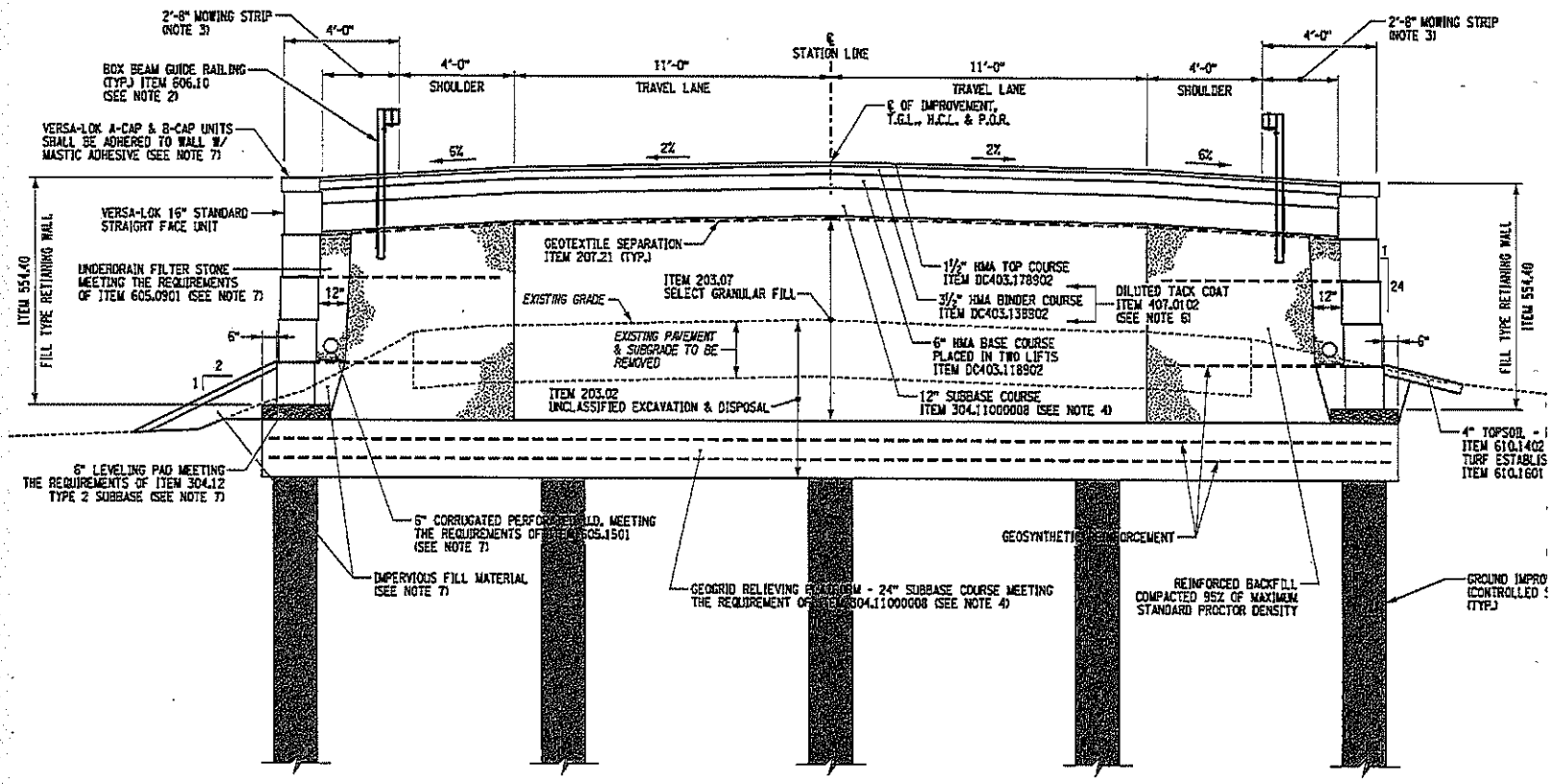
- Sections of the roadway will need to be closed to through traffic during construction.

- An offsite detour would be posted and maintained along NYS Route 9G, County Route 40 (East Dorsey Lane), and County Route 39 (Cream Street.)

- The detour would be approximately 8.4 miles long and will be able to safely accommodate detoured traffic.

- Maintenance of traffic to and from local residences will be maintained throughout the construction process.

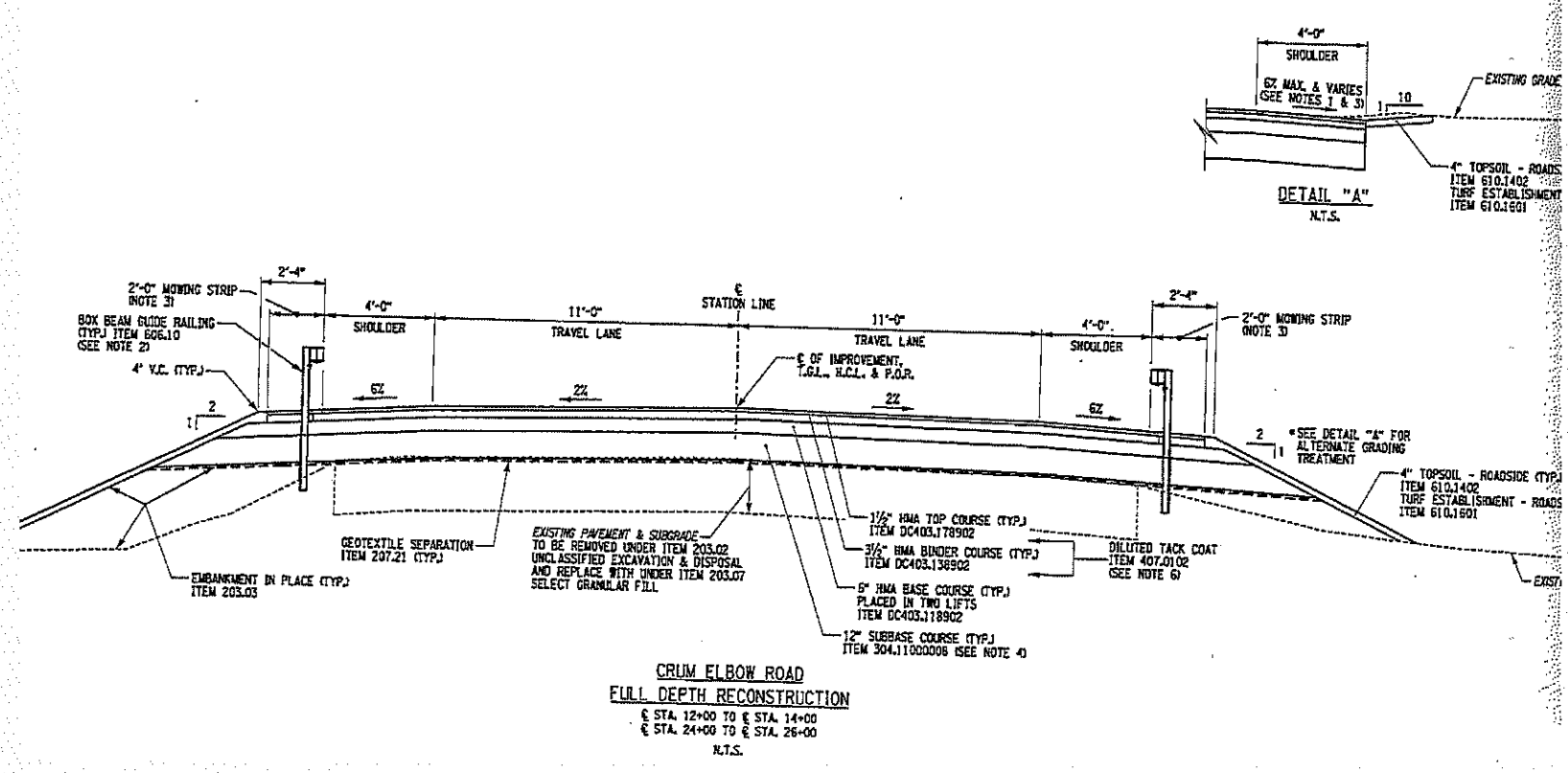
Typical Road Section through Wetlands



CRUM ELBOW ROAD
RETAINING WALL SECTION
℄ STA. 14+00 TO ℄ STA. 24+00
N.T.S.

The road through wetlands will be supported with a pile foundation system. Wetland impacts will be minimized through the use of retaining walls. New guide rail will be installed along a new 4' shoulder on both sides of the road.

Typical Road Section outside wetland Areas



The road outside the wetlands areas will be include new guide rail installed along a new 4' shoulder on both sides of the road.

Project Costs

Estimated Constr. Insp./Mgmt Costs (consultants)	$ 0.400M
Estimated Construction Costs	$ 3.800M
Estimated Total 2014 Project Costs	**$4.500M**

Project Schedule

Complete Permitting	April 2015
Prepare Bid Documents	April 2015
Open Bids	May 2015
Award Contract	June 2015
Begin Construction	June 2015
Complete Construction	November 2015**

- ** Construction completion is weather permitting.

Public Works and Capital Projects Roll Call

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

Present: 12 **Resolution:** ✓ **Total :** 11 (Yes) 0 (No)

Absent: 1 **Motion:** ___ **Abstentions:** 0

Vacant: 0

Motion to table

2015049 A RESOLUTION AUTHORIZING THE COST OF THE RECONSTRUCTION OF CRUM ELBOW ROAD IN THE TOWN OF HYDE PARK (PHASE II), IN AND FOR THE COUNTY OF DUTCHESS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF $4,242,000, AND AUTHORIZING THE ISSUANCE OF $4,242,000 BONDS TO PAY THE COST THEREOF

Date: April 9, 2015

Roll Call Sheets

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

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015049 A RESOLUTION AUTHORIZING THE COST OF THE RECONSTRUCTION OF CRUM ELBOW ROAD IN THE TOWN OF HYDE PARK (PHASE II), IN AND FOR THE COUNTY OF DUTCHESS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF $4,242,000, AND AUTHORIZING THE ISSUANCE OF $4,242,000 BONDS TO PAY THE COST THEREOF

Date: April 13, 2015

Resolution 2015049, A Resolution Authorizing the Cost of the Reconstruction of Crum Elbow Road in the Town of Hyde Park (Phase II), in and for the County of Dutchess, New York, at a Maximum Estimated Cost of $4,242,000, and Authorizing the Issuance of $4,242,000 Bonds to Pay the Cost Thereof, was offered for discussion only at the March 5, 2015, Public Works and Capital Projects Committee, and considered at the April 13, 2015, Board Meeting.

Roll call vote on the foregoing resolution resulted as follows:

AYES: 25

NAYS: 0

ABSENT: 0

PUBLIC WORKS & CAPITAL PROJECTS
DISCUSSION ONLY 3/9/15

RESOLUTION NO. 2015050

BOND RESOLUTION DATED APRIL 13, 2015.

A RESOLUTION AUTHORIZING THE ISSUANCE OF $749,420 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF VARIOUS MOTOR VEHICLES FOR VARIOUS DEPARTMENTS IN AND FOR SAID COUNTY.

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

Section 1. To pay the cost of the purchase of various motor vehicles for various departments, with alternative fuel modalities where appropriate and available, including in each case incidental equipment and expenses in connection therewith, there are hereby authorized to be issued $749,420 serial bonds of the County of Dutchess, New York pursuant to the provisions of the Local Finance Law, apportioned as follows:

a) the purchase of vans with seating capacity of ten persons or more, at a maximum estimated cost of $211,090, being a class of objects or purposes, having a period of probable usefulness of five years, pursuant to subdivision 29 of paragraph a of Section 11.00 of the Local Finance Law, there are hereby authorized to be issued $211,090 serial bonds of the $749,420 serial bonds of the County of Dutchess, New York, herein authorized; and

b) the purchase of trucks for maintenance purposes, each item of which costs $30,000 or over, at a maximum estimated cost of $161,600, being a class or objects or purposes, having a period of probable usefulness of fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, there are hereby authorized to be issued $161,600

serial bonds of the $749,420 serial bonds of the County of Dutchess, New York, herein authorized; and

c) the purchase of vehicles for various departments to replace those in present service, at a maximum estimated cost of $376,730, being a class or objects or purposes, having a period of probable usefulness of three years, pursuant to subdivision 77(1st) of paragraph a of Section 11.00 of the Local Finance Law, there are hereby authorized to be issued $376,730 serial bonds of the $749,420 serial bonds of the County of Dutchess, New York, herein authorized.

Section 2. It is hereby determined that the aggregate maximum estimated cost of the aforesaid objects or purposes described in Section 1 hereof is $749,420, and that the plan for the financing thereof by the issuance of the $749,420 serial bonds herein authorized to be issued pursuant to the provisions of the Local Finance Law therefore apportioned to each such class of objects or purposes in accordance with the maximum estimated cost of each specified in Section 1 hereof.

Section 3. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 4. Such bonds shall be in fully registered form and shall be signed in the name of the County of Dutchess, New York, by the manual or facsimile signature of the Commissioner of

Finance and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 5. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 6. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges

shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 7. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in *The Poughkeepsie Journal* and the *Southern Dutchess News*, the official newspapers of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

* * * * *

CERTIFICATION FORM

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

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

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on April 13, 2015, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on April 20, 2015, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

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

Newspaper and/or other news media	Date given
Southern Dutchess News	April 10, 2015
Poughkeepsie Journal	April 10, 2015

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

Designated Location(s) of posted notice	Date of Posting
22 Market Street, 6th Floor, County Office Building Poughkeepsie, NY 12601	April 10, 2015

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 14th day of April 2015.

Carolyn Morris
Clerk, County Legislature

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

LEGAL NOTICE OF ESTOPPEL

The following entitled bond resolution, a summary of which is published herewith, has been adopted on April 13, 2015, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Dutchess, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is each available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: Poughkeepsie, New York,
April 14, 2015.

Carolyn Morris
Clerk, County Legislature

BOND RESOLUTION DATED APRIL 13, 2015.

A RESOLUTION AUTHORIZING THE ISSUANCE OF $749,420 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF VARIOUS MOTOR VEHICLES FOR VARIOUS DEPARTMENTS IN AND FOR SAID COUNTY.

Classes of objects or purposes:	(a) Purchase of vans; class, 5-year period of probable usefulness (b) Purchase of trucks for maintenance purposes, 15-year period of probable usefulness (c) Purchase of motor vehicles; class, 3-year period of probable usefulness
Maximum estimated costs:	(a) $211,090; (b) $161,600; (c) $376,730
Amount of bonds to be issued:.	An aggregate $749,420 allocated by maximum estimated cost of each
SEQRA status:	Type II Action

2015 Motor Vehicles (cars, trucks, vans) - various departments

Year	PRIN O/S	PRIN PAYMENT	INTEREST	TOTAL
1	$749,420	$178,568	$11,782	$190,350
2	$570,852	$178,568	$9,569	188,137
3	$392,284	$178,568	$7,357	185,925
4	213,716	52,991	5,145	58,136
5	160,725	52,991	4,188	57,180
6	107,733	10,773	3,232	14,005
7	96,960	10,773	2,909	13,682
8	86,187	10,773	2,586	13,359
9	75,413	10,773	2,262	13,036
10	64,640	10,773	1,939	12,713
11	53,867	10,773	1,616	12,389
12	43,093	10,773	1,293	12,066
13	32,320	10,773	970	11,743
14	21,547	10,773	646	11,420
15	10,773	10,773	323	11,097
TOTAL		$749,420	$55,818	$805,238
AVG. PER YEAR		$49,961	$3,721	$53,683

FISCAL IMPACT STATEMENT

TOTAL PRINCIPAL	$749,420	
ANTICIPATED INTEREST RATE (Weighted Average)		1.57%
TERM 15 YEARS. ANTICIPATED FEES:		$7,420
ANTICIPATED ANNUAL COST (PRIN + INT):		$53,683
TOTAL PAYBACK (ANNUAL COST x TERMS):		$805,238

PREPARED BY HEIDI SEELBACH

H0482 - 2015 Auto Service Center Vehicle Bond

APPROPRIATIONS

Increase

H0482.3110.2300.03	Sheriff Vehicles 3 Year	$251,000
H0482.3110.2300.05	Sheriff Vehicles 5 Year	$49,000
H0482.6772.2300.03	OFA Motor Vehicles 3 Year	$17,000
H0482.6772.2300.05	OFA Motor Vehicles 5 Year	$160,000
H0482.3140.2300.03	Probation Motor Vehicles 3 Year	$58,000
H0482.1680.2300.03	OCIS Motor Vehicles 3 Year	$19,000
H0482.6610.2300.15	Health Motor Vehicles 15 Year	$40,000
H0482.1170.2300.03	Public Defender Motor Vehicles 3 Year	$28,000
H0482.7110.2300.15	DPW Parks Motor Vehicles 15 Year	$30,000
H0482.5110.2300.15	DPW Highway Motor Vehicles 15 Year	$40,000
H0482.1640.2300.15	DPW Auto Center Motor Vehicles 15 Year	$50,000
H0482.1640.3900	Bond Issuing Costs	$7,420
		$749,420

REVENUES

Increase

H0482.1640.57100	Serial Bonds	$749,420
		$749,420

2015 Auto Service Center Vehicle Request

	Requesting Department	Vehicle to be Replaced	Year	Make/Model	Marked or Unmarked	Current Mileage	Projected Mileage	Condition	Replacement Vehicle Type	Marked or Unmarked	Estimated Cost	Remarks	Useful Life
1	DPW - Parks	4946	2004	Chevy Silverado P/U	N/A	92,828			Hybrid or 4-cyl pick-up truck	N/A	$30,000		15
2	OFA	4688	2003	Chevy Cavalier	N/A	66,936			Compact sedan	N/A	$17,000	NY Connex reimbursed	3
3	OFA	5619	2009	Ford 18 pass bus	N/A	89,985			Van 16 passenger +2 H.C. pass.	N/A	$60,000		5
4	OFA	5620	2010	Chevy Suburban	N/A	61,507			Van 16 passenger +2 H.C. pass.	N/A	$60,000		5
5	OFA	5309	2006	Ford 15 pass van	N/A	80,380			Van 15 passenger	N/A	$40,000		5
6	OCIS	4573	2001	Ford Taurus wagon	N/A	69,569			Mid size sedan	N/A	$19,000		3
7	Probation	5355	2008	Ford Crown Vic	N/A	110,233			Mid-size SUV, 4x4 (civilian)	N/A	$28,000	Consider other than white.	3
8	Probation	5305	2006	Ford Crown Vic	N/A	118,825			Sedan Police Package AWD (no lighting, w/ security cage)	N/A	$30,000	Partial funding DCFS - 11%. Consider other than white.	3
9	DPW- Highway	51768	1999	Jeep cherokee 4x4	N/A	167,258			4x4 p/u truck w/ 8' bed, extended cab, tow package, safety light pkg	N/A	$40,000		15
10	DPW - Auto Center	3980	1999	Dodge 1/2 ton P/U	N/A	27,512			4x4 p/u truck w/ 8' bed, extended cab, tow pkg, cap, tailgate sander, plow pk, safety light pkg	N/A	$50,000		15
11	Health W&M	3959	1998	Chevy 2500 P/U	N/A	105,521			4x4 p/u truck w/ 8' bed, extended cab, tow package, safety light pkg	N/A	$40,000		15
12	Public Defender	4947	2005	Ford Taurus sedan	N/A	68,371			Mid-size SUV, 4x4 (civilian)	N/A	$28,000		3
									Non Sheriff Sub Total =		**$442,000**		

1	Sheriff	5584	2010	Ford Expedition - K9		100,307			Full Size SUV 4X4 - K9	Marked	$45,000		3
2	Sheriff	5589	2010	Ford Crown Victoria		87,607			Full-size pick-up truck w/ cap - K9	Marked	$40,000		3
3	Sheriff	5486	2010	Ford Crown Victoria		92,551			Mid-size SUV 4X4 (PPV)	Marked	$36,000		3
4	Sheriff	5504	2010	Chevy Impala		87,252			Mid-size SUV 4X4 (PPV)	Marked	$36,000		3
5	Sheriff	5403	2010	Chevy Impala		95,969			AWD Sedan (PPV)	Marked	$33,000		3
6	Sheriff	5594	2010	Ford Crown Victoria		92,723			AWD Sedan (PPV)	Marked	$33,000		3
7	Sheriff	5406	2010	Chevy Impala		98,511			Mid-size SUV 4X4	Unmarked	$28,000		3
8	Sheriff	5410	2009	Chevy 3500 Van		140,426			Prisoner transport van	Marked	$49,000		5
									Sheriff Sub Total =		**$300,000**		
									Total Estimated Cost =		**$742,000**		

R. Balkind

2/23/2015

MARCUS J. MOLINARO
COUNTY EXECUTIVE

NOEL H.S. KNILLE, AIA, ASLA
COMMISSIONER

ROBERT H. BALKIND, P.E.
DEPUTY COMMISSIONER

COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

MEMORANDUM

To: **Carolyn Morris, Clerk of the Legislature** RB

From: **Robert Balkind, P.E., Deputy Commissioner**
Department of Public Works

Date: **April 8, 2015**

Re: **Correction to Resolution Request #2015050**
Purchase of Various Motor Vehicles

Please find attached a corrected page for the subject resolution request. There were two typographical errors found which are described below:

Sheet titled "*2015 Auto Service Center Vehicle Request*"

Correction #1:
Line 4 on top list - Vehicle to be Replaced No. 5620 is a 2010 Chevy Express Van, not a Chevy Suburban.

Correction #2:
Line 5 on the bottom list – Vehicle to be Replaced No. 5403 should have been listed as No. 5115.

The corrections are noted on the attached correction page in bold type. Please remove the page previously transmitted and replace it with the corrected page attached. There are no fiscal impacts associated with the corrections noted above. You may contact me with any questions regarding this correction. Thank you.

Attachment
c: Noel H.S. Knille, AIA, ASLA, Commissioner of Public Works
M. Ellison, Assistant County Executive
C. Bogle, Chief Asst. County Attorney
R. Kashimer, Research Analyst

2015 Auto Service Center Vehicle Request - DRAFT

	Requesting Department	Vehicle to be Replaced	Year	Make/Model	Marked or Unmarked	Current Mileage	Projected Mileage	Condition	Replacement Vehicle Type	Marked or Unmarked	Estimated Cost	Remarks	Useful Life
1	DPW - Parks	4946	2004	Chevy Silverado P/U	N/A	92,828			Hybrid or 4-cyl pick-up truck	N/A	$30,000		15
2	OFA	4688	2003	Chevy Cavalier	N/A	66,936			Compact sedan	N/A	$17,000	NY Connex reimbursed	3
3	OFA	5619	2009	Ford 18 pass bus	N/A	89,985			Van 15 passenger +2 H.C. pass.	N/A	$60,000		5
4	OFA	5620	2010	Chevy Express Van	N/A	61,507			Van 15 passenger +2 H.C. pass.	N/A	$60,000		5
5	OFA	5309	2006	Ford 15 pass van	N/A	80,380			Van 15 passenger	N/A	$40,000		5
6	OCIS	4573	2001	Ford Taurus wagon	N/A	69,569			Mid size sedan	N/A	$19,000		3
7	Probation	5355	2008	Ford Crown Vic	N/A	110,233			Mid-size SUV, 4x4 (civilian)	N/A	$28,000	Consider other than white.	3
8	Probation	5305	2006	Ford Crown Vic	N/A	118,825			Sedan Police Package AWD (no lighting, w/ security cage)	N/A	$30,000	Partial funding DCFS - 11%. Consider other than white.	3
9	DPW- Highway	51768	1999	Jeep cherokee 4x4	N/A	167,258			4x4 p/u truck w/ 8' bed, extended cab, tow package, safety light pkg	N/A	$40,000		15
10	DPW - Auto Center	3980	1999	Dodge 1/2 ton P/U	N/A	27,512			4x4 p/u truck w/ 8' bed, extended cab, tow pkg, cap, tailgate sander, plow pk, safety light pkg	N/A	$50,000		15
11	Health W&M	3959	1998	Chevy 2500 P/U	N/A	105,521			4x4 p/u truck w/ 8' bed, extended cab, tow package, safety light pkg	N/A	$40,000		15
12	Public Defender	4947	2005	Ford Taurus sedan	N/A	68,371			Mid-size SUV, 4x4 (civilian)	N/A	$28,000		3
									Non Sheriff Sub Total =		**$442,000**		
1	Sheriff	5534	2010	Ford Expedition - K9		100,307			Full Size SUV 4X4 - K9	Marked	$45,000		3
2	Sheriff	5589	2010	Ford Crown Victoria		87,607			Full-size pick-up truck w/ cap - K9	Marked	$40,000		3
3	Sheriff	5486	2010	Ford Crown Victoria		92,551			Mid-size SUV 4X4 (PPV)	Marked	$36,000		3
4	Sheriff	5504	2010	Chevy Impala		87,252			Mid-size SUV 4X4 (PPV)	Marked	$36,000		3
5	Sheriff	5115	2006	Chevy Impala		91,240			AWD Sedan (PPV)	Marked	$33,000		3
6	Sheriff	5594	2010	Ford Crown Victoria		92,723			AWD Sedan (PPV)	Marked	$33,000		3
7	Sheriff	5406	2010	Chevy Impala		98,511			Mid-size SUV 4X4	Unmarked	$28,000		3
8	Sheriff	5410	2009	Chevy 3500 Van		140,426			Prisoner transport van	Marked	$49,000		5
									Sheriff Sub Total =		**$300,000**		
									Total Estimated Cost =		**$742,000**		

R. Balk

Morris, Carolyn

From: Balkind, Robert
Sent: Friday, April 10, 2015 11:19 AM
To: Morris, Carolyn
Cc: Macavery, Alison E.; Ellison, Michael
Subject: RE: Vehicle Bond

Carolyn,
We cannot specify the make/model of the new vehicles because we have to go out to bid for them and the lowest bidder gets the order. We can only specify the type of vehicle.
-bob

Robert H. Balkind, P.E.
Deputy Commissioner
Dutchess County Department of Public Works
626 Dutchess Turnpike
Poughkeepsie, NY 12603
Phone: (845) 486-2901 Fax: (845) 486-6554
Email: rbalkind@dutchessny.gov

www.dutchessny.gov

From: Morris, Carolyn
Sent: Friday, April 10, 2015 10:40 AM
To: Balkind, Robert
Cc: Macavery, Alison E.; Ellison, Michael
Subject: Vehicle Bond

Good morning Bob:

Legislator MacAvery asked if the make and model of the replacement vehicles could be provided to the Legislators. I thank you in advance for any assistance you can provide and have a great day.

Carolyn Morris
Clerk
Dutchess County Legislature
845.486.2100

Public Works and Capital Projects Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	absent	
District 6 - Town of Poughkeepsie	Flesland*		1
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		2
District 10 - City of Poughkeepsie	Jeter-Jackson*		3
District 16 - Town of Fishkill and City of Beacon	MacAvery*	1	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		4
District 5 - Town of Poughkeepsie	Roman		5
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins	2	
District 15 - Town of Wappinger	Incoronato (VC)	3	
District 18 - City of Beacon and Town of Fishkill	Farley	4	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		6
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		7

Present: 12
Absent: 0
Vacant: 0

Resolution:
Motion: ✓

Total : 4 Yes, 7 No
Abstentions: 0

Remove JI / RP AM AC
#2 4688
#4 5355
#12 4947

defeated

5015050
4.9.15

Public Works and Capital Projects Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	abstt	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		1
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		

Present: 12 **Resolution:** ✓ **Total :** 10 (Yes) 1 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015050 A RESOLUTION AUTHORIZING THE ISSUANCE OF $749,420 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF VARIOUS MOTOR VEHICLES FOR VARIOUS DEPARTMENTS IN AND FOR SAID COUNTY

Date: April 9, 2015

Roll Call Sheets

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

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015050 A RESOLUTION AUTHORIZING THE ISSUANCE OF $749,420 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF VARIOUS MOTOR VEHICLES FOR VARIOUS DEPARTMENTS IN AND FOR SAID COUNTY

Date: April 13, 2015

Resolution 2015050, A Resolution Authorizing the Issuance of $749,420 Serial Bonds of the County of Dutchess, New York, to Pay the Cost of the Purchase of Various Motor Vehicles for Various Departments in and for Said County, was offered for discussion only at the March 5, 2015, Public Works and Capital Projects Committee, and considered at the April 13, 2015, Board Meeting.

Roll call vote on the foregoing resolution resulted as follows:

AYES: 25

NAYS: 0

ABSENT: 0

Public Works & Capital Projects

RESOLUTION NO. 2015051

RE: AUTHORIZING AN INCREASE IN CAPITAL PROJECT ET0435.5680 AND AMENDING CAPITAL PROJECT ACCOUNT AS IT PERTAINS TO THE DEPARTMENT OF PUBLIC WORKS – DIVISION OF PUBLIC TRANSIT (ET0435) AND AUTHORIZING FILING OF SECTION 5307 GRANT APPLICATIONS WITH THE FEDERAL TRANSIT ADMINISTRATION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR CAPITAL ASSISTANCE UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964

Legislators HUTCHINGS, MICCIO, SAGLIANO, PERKINS, STRAWINSKI, and FARLEY offer the following and move its adoption:

WHEREAS, Resolutions No. 2011008 and 2011009 authorized the filing of a State of Good Repair grant application with the U.S. Department of Transportation, Federal Transit Administration (FTA) and the New York State Department of Transportation for capital assistance under Urban Mass Transportation Act of 1964, as amended, and

WHEREAS, one of the projects authorized was site rehabilitation work at the Dutchess County Public Transit facility at 14 Commerce Street, Poughkeepsie, New York, and

WHEREAS, the Commissioner of Public Works and County Transit Administrator have advised that the project is currently on budget. This proposed resolution will provide contingency funds to cover any unknown costs which may come about as the project progresses, and

WHEREAS, it is necessary for this Legislature to amend the capital project account, ET0435.5680 to cover eligible expenses for this project, and

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 $112,000 to be used to assist in funding Dutchess County Public Transit for Facility Rehabilitation, and Bond costs and interest, and

WHEREAS, the State matching portion of the grants for capital assistance under Section 5307 will be up to a total of $14,000 for Facility Rehabilitation, and Bond costs and interest, 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 Sections 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 Sections 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 Sections 5307 of the Urban Mass Transportation Act of 1964, as amended, and

RESOLVED, that the County Executive or his designee be and 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.

RESOLVED, that the County Executive or his designee be and hereby is authorized to execute and file an application(s) or amended 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 application(s), and be it further

RESOLVED, that the County Executive or his designee be and hereby is authorized to execute such grant agreement(s), or amendment agreements, arising from such application 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 hereby is 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.

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and directed to amend the capital project account as follows:

APPROPRIATIONS		
Increase		
ET0435.5680.3150	Building Reconstruction	$140,000
REVENUE		
Increase		
ET0435.5680.45890	Federal Aid-Other Transportation Capital Projects	$112,000
ET0435.5680.35890	State Aid-Other Transportation Aid Capital Projects	14,000
ET0435.5680.50310	Interfund Transfers	14,000
		$ 140,000
APPROPRIATIONS		
Increase		
A.9950.9850	ET Capital Fund Contribution	$ 14,000
Decrease		
A.1990.4007	General Contingency	$ 14,000

CA-053-15
JMF/CAB/kvh/G-0930-B
2/20/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 $ 140,000

Total Current Year Revenue $ 126,000
and Source
$112,000 federal 5307 funds
14,000 state funds
14,000 county funds

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

Identify Line Items(s):
ET0435.5680

Related Expenses: Amount $ 140,000
Nature/Reason:

Anticipated Savings to County: $126,000

Net County Cost (this year): $14,000
Over Five Years:

Additional Comments/Explanation:
This amendment will increase capital project by $140,000 ($89,600 federal, $14,000 state, $14,000 county) to cover eligible expenses for site rehabilitation work at the Dutchess County Transit Facility at 14 Commerce Street Poughkeepsie, New York.

In addition to the capital project amendment, this resolution will authorize the County Executive or his designee to apply for, sign agreements, and accept federal and state funds for the rehabilitation of the 14 Commerce Street facility.

The 2015 grant process begins on April 1, 2015. We have been asked to submit our applications at that time. If we miss the 2015 grant deadline, we will not be able to apply for more funding until 2016.

Prepared by: Cynthia Ruiz, Transit Administrator Prepared On: 2/20/2015

MARCUS J. MOLINARO
COUNTY EXECUTIVE

NOEL H. S. KNILLE, AIA, ASLA
COMMISSIONER

CYNTHIA J. RUIZ
TRANSIT ADMINISTRATOR

COUNTY OF DUTCHESS

DEPARTMENT OF PUBLIC WORKS
DIVISION OF PUBLIC TRANSIT

MEMORANDUM

TO: William F.X. O'Neil, Deputy County Executive

FROM: Cynthia J. Ruiz, County Transit Administrator

DATE: February 20, 2015

RE: Resolution Request

This resolution will amend Capital Account ET0435 and authorize the County Executive or his designee to apply for, sign agreements, and accept federal and state funds to support the amendment.

Dutchess County Public Transit Capital Project ET0435.5680 (facility rehabilitation) is ongoing. The project is currently on budget. This proposed resolution will provide contingency funds to cover any unknown costs which may come about as the project progresses.

The proposed funding is available for use in Dutchess County's current FTA 5307 allocation. This project is eligible for 5307 funds. In order to access those funds, we must have a resolution in place and apply for obligation from the Federal Transit Administration.

The 2015 FTA grant obligation application process begins on April 1, 2015. We have been asked to submit our applications now in anticipation of April 1. If we miss the 2015 grant deadline, we will not be able to apply for more funding until 2016.

This resolution request will amend capital project ET0435.5680 to increase the budget by $140,000 ($89,600 federal, $14,000 state, $14,000 county) to cover eligible expenses for site rehabilitation work at the Dutchess County Transit Facility at 14 Commerce Street Poughkeepsie, New York.

If you have any questions, you may reach me at 473-8521.

cc: Noel Knille, DPW Commissioner
Joseph Mangi, Assistant General Manager

14 Commerce Street, Poughkeepsie, New York 12603 • (845) 473-8424 • Fax (845) 473-8643
www.dutchessny.gov

Public Works and Capital Projects Roll Call

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

Present: 11 **Resolution:** ✓ **Total :** 11 Yes 0 No

Absent: 1 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015051 AUTHORIZING AN INCREASE IN CAPITAL PROJECT ET0435.5680 AND AMENDING CAPITAL PROJECT ACCOUNT AS IT PERTAINS TO THE DEPARTMENT OF PUBLIC WORKS –DIVISION OF PUBLIC TRANSIT (ET0435) AND AUTHORIZING FILING OF SECTION 5307 GRANT APPLICATIONS WITH THE FEDERAL TRANSIT ADMINISTRATION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR CAPITAL ASSISTANCE UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015051 AUTHORIZING AN INCREASE IN CAPITAL PROJECT ET0435.5680 AND AMENDING CAPITAL PROJECT ACCOUNT AS IT PERTAINS TO THE DEPARTMENT OF PUBLIC WORKS –DIVISION OF PUBLIC TRANSIT (ET0435) AND AUTHORIZING FILING OF SECTION 5307 GRANT APPLICATIONS WITH THE FEDERAL TRANSIT ADMINISTRATION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR CAPITAL ASSISTANCE UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964

Date: March 9, 2015

Family & Human Services

RESOLUTION NO. 2015052

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

Legislators HORTON, FLESLAND, BOLNER, SAGLIANO, NESBITT, WEISS, JETER-JACKSON, MAC AVERY, PERKINS, FARLEY, and STRAWINSKI offer the following and move its adoption:

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

WHEREAS, the New York State Department of Labor has provided allocations to Dutchess County for the operations of FY 2013 TAA funding for the period of October 1, 2012 through September 30, 2015; 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 accounts:

APPROPRIATIONS (2013)
Increase (Decrease)

CD6292.2013.4813	TAA Participant Funding	$11,571

REVENUES (2013)
Increase (Decrease)

CD6292.2013.47910.22	TAA participant Funding	$11,571

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/10/2015

CA-041-15
kvh/G-1263
02/17/15

Fiscal Impact: See attached statement

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 $ 11,571

Total Current Year Revenue and Source $ 11,571

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

Identify Line Items(s):

Related Expenses: Amount $ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Laraine Kautz, Executive Director - DCWIB Prepared On: 2/13/15

Dut.pdf

NYS Department of Labor

Trade Adjustment Act Report

NOTICE OF OBLIGATIONAL AUTHORITY **LWIA# 60**

GRANTEE: LWIA: Dutchess

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

This NOA authorizes:

Program Year 2012 funding for the period (10/01/11 through 09/30/14).

Program Year 2013 funding for the period (10/01/12 through 09/30/15).

CFDA# 17.245

TAA GRANT	PRIOR LEVEL	CHANGE THIS NOA	NEW LEVEL
FY12			
Training	$ 138,061.31	$ 0.00	$ 138,061.31
Job Search	$ 81.85	$ 0.00	$ 81.85
FY13			
Training	$ 63,027.59	$ 11,571.00	$ 74,598.59

Approved By: Karen A. Coleman

Karen A. Coleman

Deputy Commissioner for Workforce Development

Dated: 2/13/2015

NYS Department of Labor
Trade Adjustment Act Report

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

As of: 2/10/2015
LWIA # 60

FY12

New Funding Requests Approved:

No New Funding Request

Changes to Previously Approved Funding Requests:

No Changes to Previous Funding

Total For This Fiscal Year

FY13

New Funding Requests Approved:

Training	
BECKER, KEVIN	$ 8,604.00
AMROD, ADAM	$ 2,967.00
Total by Account:	$ 11,571.00

Changes to Previously Approved Funding Requests:

No Changes to Previous Funding

Total For This Fiscal Year $ 11,571.00

Family and Human Services Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Nesbitt (VC)		
District 3 - Town of LaGrange	Borchert		
District 9 - City of Poughkeepsie	Johnson	absent	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton (C)		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		

Present: 10 **Resolution:** ✓ **Total :** 10 (Yes) 0 (No)

Absent: 2 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015052 AUTHORIZING AMENDMENT OF FUNDING UNDER THE TRADE ADJUSTMENT ASSISTANCE ACT

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015052 AUTHORIZING AMENDMENT OF FUNDING UNDER THE TRADE ADJUSTMENT ASSISTANCE ACT

Date: March 9, 2015

Family & Human Services

RESOLUTION NO. 2015053

RE: AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF MENTAL HYGIENE (A.4320)

Legislators HORTON, FLESLAND, BOLNER, NESBITT, SAGLIANO, KELSEY, JETER-JACKSON, MAC AVERY, FARLEY, PERKINS, STRAWINSKI, and IGNAFFO offer the following and move its adoption:

WHEREAS, the Commissioner of Mental Hygiene has advised that New York State Office of Mental Health (OMH) has awarded through its State Aid Letter funding for the creation of and support for two (2) new adult respite beds and a peer advocate for self-help program in Dutchess County, and

WHEREAS, it is necessary to amend the 2015 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 2015 Adopted County Budget as follows:

APPROPRIATIONS		
Increase		
A.4320.42.4400.4655	Contract Agencies-PEOPLe, Inc.	$106,250
REVENUES		
Increase		
A.4320.42.34900.55	Mental Health-PEOPLE, Inc.	106,250

CA-044-15
CRC/kvh/G-0167
02/18/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 $ 106,250

Total Current Year Revenue and Source $ 106,250

New York State Office of Mental Health

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): $0

Over Five Years: $0

Additional Comments/Explanation:

Prepared by: Jessica White, Budget Office

Prepared On: 1/22/15

Dut.pdf

New York State Office of Mental Health

Aid to Localities Financial System

Attachment A
Funding Source Allocation Table
County Code: 14 County Name: Dutchess
Year: 2015

Print Date : 12/29/2014 11:56 AM
Printed By : GERALDB

Funding Source	Code	Type	Prior Letter Allocation	Allocation Changes Since Prior Letter	Revised Current Fiscal Year Allocation	Annualized Value from Prior Letter	Annualized Value Changes from Prior Letter	Fiscal Year Revised Annualized Value	Beds
Local Assistance	001A	MHPFA	$249,316	$0	$249,316	$0	$0	$0	

Remarks

Reduction of $41,012 (FAV=$41,012) per programmatic review of program(s) involved in Sheltered Workshop transformation process, effective 1/1/15. Additional detail has been provided via hard copy from program staff to provider(s) and LGU.

Community Support Services	014	MHPFA	$162,060	$0	$162,060	$0	$0	$0	
Adult Case Management & ACT	034J	MHPFA	$495,576	$0	$495,576	$0	$0	$0	
C&F Case Management	034K	MHPFA	$163,844	$0	$163,844	$0	$0	$0	
Integrated Supp Emp	037	MHPFA	$323,704	$0	$323,704	$0	$0	$0	
Peer & Rehab. Sup.	037A	MHPFA	$247,252	$0	$247,252	$0	$0	$0	
PROS State Aid	037P	MHPFA	$363,924	$0	$363,924	$0	$0	$0	

Remarks

Effective 1/1/2015, PROS Residual State Aid and PROS Vocational initiative funding re-calculated based upon monthly census data reported in CAIRS. CY 15 funding amounts are: MHA Dutchess Beacon Wellness Center: $40,850 Residual and $38,729 Vocational. Occupations, Inc. - Millbrook Center: $35,801 Residual and $33,942 Vocational; Occupations, Inc. - Poughkeepsie Center: $70,684 Residual and $67,015 Vocational; Occupations, Inc. - Rhinebeck Center: $39,473 Residual and $37,424 Vocational.

Legislative Add: Demo Prog for Countie	038G	MHPFA	$0	$0	$0	$0	$0	$0	
Adult Family Support	039G	MHPFA	$60,864	$0	$60,864	$0	$0	$0	
Psych Rehab	039L	MHPFA	$93,108	$0	$93,108	$0	$0	$0	
Clinical Infrastructure-Adult	039P	MHPFA	$76,444	$0	$76,444	$0	$0	$0	

Remarks

The allocation funds an Adult Clinical Infrastructure program.

Innovative Psychiatric Rehabilitation	039Q	MHPFA	$94,552	$0	$94,552	$0	$0	$0	
Clinical Infrastructure-C&F	046A	MHPFA	$65,584	$0	$65,584	$0	$0	$0	

Funding Source	Code	Type	Prior Letter Allocation	Allocation Changes Since Prior Letter	Revised Current Fiscal Year Allocation	Annualized Value from Prior Letter	Annualized Value Changes from Prior Letter	Fiscal Year Revised Annualized Value	Beds
Remarks									
The allocation funds a C&F Clinical Infrastructure program.									
Emergency Services C&F	046G	MHPFA	$458,980	$0	$458,980	$0	$0	$0	
Community Support Programs-C&F	046L	MHPFA	$298,784	$0	$298,784	$0	$0	$0	
Remarks									
The allocation funds a C&F Family Support Services program. The allocation also funds Coordinated Children's Services Initiative and Intensive Case Management (over the model) programs.									
Supported Housing	078	MHPFA	$2,683,616	$0	$2,683,616	$0	$0	$0	208
Remarks									
Effective 1/1/15, additional funding increase based on regional CFR data for direct care and direct support salaries. Increase of $19 per bed results in an increase of $3,952. New per bed, per year model rate is $12,902.									
Effective April 1, 2014, adding 7 beds at $12,883 per bed associated with enhanced investment in community support programs in an effort to reduce reliance on inpatient services and beds. OMH will provide further guidance on these beds in a separate correspondence									
Expanded Community Support Adult	142A	MHPFA	$200,000	$0	$200,000	$0	$0	$0	

Funding Source	Code	Type	Prior Letter Allocation	Allocation Changes Since Prior Letter	Revised Current Fiscal Year Allocation	Annualized Value from Prior Letter	Annualized Value Changes from Prior Letter	Fiscal Year Revised Annualized Value	Beds

Remarks

Allocation supports a Hospital Diversion/Short-term Crisis Respite program, effective 7/1/2014. The program code to be included on OMH's financial reports is Self Help Programs (2770). These funds are part of the System Transformation Plan initiative which is intended to reduce the need for and length of costly psychiatric hospitalizations. These funds must be reported separately on all OMH financial reports and must not be commingled with existing programs and OMH funding sources. The LGU is required to provide the OMH with monthly reports concerning the number of individuals and new individuals served by age group and county, month and year. Allocations may be adjusted based upon actual program performance.

The State aid allocation includes $100,000 for a Hospital Diversion/Short-term Crisis respite program, effective July 1, 2014 ($200,000 annualized). This program will provide services to people experiencing mental health crisis and/or significant emotional distress. These funds are part of the System Transformation Plan initiative which is intended to reduce the need for and length of costly psychiatric hospitalizations. These funds must be reported separately on all OMH financial reports and must not be commingled with existing programs and OMH funding sources. The LGU is required to provide the OMH with monthly reports concerning the number of individuals and new individuals served by age group and county, month and year. The program code to be included on OMH's financial reports is Self Help Programs (2770). Allocations may be adjusted based upon actual program performance.

Trans. Mgmt. Kendra's	170B	MHPFA	$38,440	$0	$38,440	$0	$0	$0	
MGP Admin Kendra's	170C	MHPFA	$13,956	$0	$13,956	$0	$0	$0	
Medication Grant Kendra's	170D	MHPFA	$27,188	$0	$27,188	$0	$0	$0	
Article 28&31 Closure Re-Invest. (Adult	175A	MHPFA	$106,250	$0	$106,250	$0	$0	$0	

Remarks

* → The State aid allocation of $106,250 includes $31,250 ($25,000 annualized) for a respite services program and $75,000 ($60,000 annualized) for a Self Help program, effective January 1, 2015 ($85,000 annualized). The program codes to be included on OMH's financial reports are: Respite Services (0650) for the respite services program and Self-Help program (2770) for the self-help program. These funds are pursuant to the approved Article 28 closure reinvestment plans (Stony Lodge/Rye Hospitals). These funds must be reported separately on all OMH financial reports and must not be commingled with existing programs and OMH funding sources. The LGU is required to provide the OMH with monthly reports concerning the number of individuals and new individuals served by age group and county, month and year. Allocations may be adjusted based upon actual program performance.

The State aid allocation of $85,000 (annualized) includes $25,000 annualized) for a respite services program and $60,000 for a Self Help program, effective January 1, 2015. The program codes to be included on OMH's financial reports are: Respite Services (0650) for the respite services program and Self-Help program (2770) for the self-help program. These funds are pursuant to the approved Article 28 closure reinvestment plans (Stony Lodge/Rye Hospitals). These funds must be reported separately on all OMH financial reports and must not be commingled with existing programs and OMH funding sources. The LGU is required to provide the OMH with monthly reports concerning the number of individuals and new individuals served by age group and county, month and year. Allocations may be adjusted based upon actual program performance.

Adult Home Court Ordered / Nursing Hc	178	MHPFA	$1,113,143	$0	$1,113,143	$0	$0	$0	70

Office of Mental Health

Aid to Localities Financial System

Attachment A
Funding Source Allocation Table
County Code: 14 County Name: Dutchess
Year: 2015

Funding Source	Code	Type	Prior Letter Allocation	Allocation Changes Since Prior Letter	Revised Current Fiscal Year Allocation	Annualized Value from Prior Letter	Annualized Value Changes from Prior Letter	Fiscal Year Revised Annualized Value	Beds
Remarks									
Effective 1/1/15, additional funding increase based on regional CFR data for direct care and direct support salaries. Increase of $19 per bed results in an increase of $1,330. New per bed, per year model rate is $12,902.									
Com. Reinvestment	200	MHPFA	$2,783,488	$0	$2,783,488	$0	$0	$0	
Supported Housing - Workforce RIV	200C	MHPFA	$141,923	$0	$141,923	$0	$0	$0	11
Remarks									
Effective 1/1/15, additional funding increase based on regional CFR data for direct care and direct support salaries. Increase of $19 per bed results in an increase of $209. New per bed, per year model rate is $12,902.									
Homeless/MICA	300	MHPFA	$206,076	$0	$206,076	$0	$0	$0	
Commissioner's Perf.	400	MHPFA	$136,640	$0	$136,640	$0	$0	$0	
Health Home	570	MHPFA	$1,223,916	$0	$1,223,916	$0	$0	$0	
Funding Reduction/COLA	965	MHPFA	$0	$7,192	$7,192	$0	$0	$0	
Remarks									
The 2014-15 Enacted Budget included funding for provision of a two percent increase in salary and salary-related fringe benefits for Direct Support (CFR title series 100) and Direct Care (CFR title series 200) staff, effective January 1, 2015. Addition to the State Aid Letter is $7,192 (FAV=$7,192). Additional detail regarding the computation and allocation of these funds is being mailed to your offices.									
Grand Total:			$11,828,628	$7,192	$11,835,820	$0	$0	$0	

New York State
Office of Mental Health

NYS Office of Mental Health
Aid to Localities Financial Systems

Case Management Report
Dutchess County
(County Code 14)
Year: 2015
DMH

Printed On: 12/29/2014

Prog. Code	Program Name	BCM/ICM/SCM/Adult Homes # ICM Mgrs Local	# ICM Mgrs State	ICM Slots 1:12	# SCM Mgrs.	SCM Slots 1:20	SCM Slots 1:30	Gross Manager Costs	Peer Cost (Adult Home)	Training Cost	Total Gross Cost (Includes DSH)	Medicaid Income (M.I.)	Total DSH	Net State Aid (Total Gross Cost minus M.I., minus DSH)	Annualized Value
	Funding Code = 034K														
1810	ICM Managers (C&Y)	3.00		36				$209,604		$1,617	$211,221	$190,833		$20,388	$20,388
1910	ICM Service Dollars (C&Y)										$40,404			$40,404	$40,404
	Total C&Y ICM	3.00		36				$209,604	$0	$1,617	$251,625	$190,833	$0	$60,792	$60,792
	Funding Code = 034K														
6810	SCM Managers (C&Y)				2.00	40		$139,736		$1,078	$140,814	$95,510		$45,304	$45,304
6910	SCM Service Dollars (C&Y)										$13,464			$13,464	$13,464
	Total C&Y SCM				2.00	40		$139,736	$0	$1,078	$154,278	$95,510	$0	$58,768	$58,768

NYS Office of Mental Health
Aid to Localities Financial Systems

Case Management Report
Dutchess County
(County Code 14)
Year: 2015
DMH

Printed On: 12/29/2014

Prog. Code	Program Name	ACT Teams 48 Slot Local	ACT Teams 48 Slot State	ACT Teams 68 Slot Local	ACT Teams 68 Slot State	Gross Manager Costs	Peer Cost (Adult Home)	Training Cost	Total Gross Cost (Includes DSH)	Medicaid Income (M.I.)	Total DSH	Net State Aid (Total Gross Cost minus M.I., minus DSH)	Annualized Value
Funding Code = 034J													
6810	State Operated ACT Service $ (68)				1.00				$33,168			$33,168	$33,168
	Total ACT (68)				1.00	$0	$0	$0	$33,168	$0	$0	$33,168	$33,168

Prog. Code	Program Name	Total Gross Cost (Includes DSH)	Medicaid Income	Total DSH	Net State Aid	Annualized Value
Funding Code = 034J						
2720	Non-Medicaid Care Coordination (Adult)	$462,408			$462,408	$462,408
	Total Non-Medicaid Care Coord (Adult)	$462,408		$0	$462,408	$462,408

Prog. Code	Program Name	Total Gross Cost (Includes DSH)	Medicaid Income	Total DSH	Net State Aid	Annualized Value
Funding Code = 034K						
2720	Non-Medicaid Care Coordination (C&Y)	$44,284			$44,284	$44,284
	Total Non-Medicaid Care Coord (C&Y)	$44,284		$0	$44,284	$44,284

	Gross Manager Costs	Peer Cost (Adult Home)	Training Cost	Total Gross Cost (Includes DSH)	Medicaid Income (M.I.)	Total DSH	Net State Aid (Total Gross Cost minus M.I., minus DSH)	Annualized Value
Grand Total Adult	$0	$0	$0	$495,576	$0	$0	$495,576	$495,576
Grand Total C&Y	$349,540	$0	$2,885	$460,167	$296,343	$0	$163,844	$163,844

Family and Human Services Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Nesbitt (VC)		
District 3 - Town of LaGrange	Borchert		
District 9 - City of Poughkeepsie	Johnson	absent	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton (C)		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		

Present: 10
Absent: 2
Vacant: 0

Resolution: ✓
Motion: ___

Total : 10 Yes, 0 No
Abstentions: 0

2015053 AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF MENTAL HYGIENE (A.4320)

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 (Yes) 0 (No)

Absent: 1 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015053 AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF MENTAL HYGIENE (A.4320)

Date: March 9, 2015

Family & Human Services

RESOLUTION NO. 2015054

RE: AUTHORIZING GRANT AGREEMENT WITH NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF HEALTH (A.4010.30)

Legislators HORTON, FLESLAND, BOLNER, SAGLIANO, JETER-JACKSON, MAC AVERY, PERKINS, STRAWINSKI, AND FARLEY offer following and move its adoption:

WHEREAS, with the support from Center for Disease Control and Prevention, the National Association of County and City Health Officials (NACCHO) has awarded the County a grant in the sum of $11,274 to provide peer and professional lactation support to African American and underserved (e.g. ethnic minority group or low income) women and infants for the term of January 1, 2015 through June 30, 2015, and

WHEREAS, it is necessary for this Legislature to authorize the execution of the grant agreement and to amend the 2015 Adopted County Budget to accept such funds and provide for the receipt and expenditure of said funds, now therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Executive to accept the grant award from NACCHO in connection with the above project and further authorizes and empowers the County Executive to execute said grant agreement and any amendments on behalf of the County of Dutchess, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and directed to amend the 2015 Adopted County Budget as follows:

APPROPRIATIONS		
Increase		
A.4010.30.4412	6 month projection costs	$11,274
REVENUES		
Increase		
A.4010.30.44010.25	Public Health BF Disp. In Breast Feeding	$11,274

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/17/2015

CA-034-15
CRC/kvh/G-0153
2/10/15
Fiscal Impact: See attached statement

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 $ 11,274

Total Current Year Revenue $ 11,274
and Source

Federal- Centers for Disease Control

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): $0
Over Five Years: $0

Additional Comments/Explanation:

Prepared by: Sabrina Jaar Marzouka, JD, MPH

Family and Human Services Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Nesbitt (VC)		
District 3 - Town of LaGrange	Borchert		
District 9 - City of Poughkeepsie	Johnson	absent	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton (C)		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		

Present: 10 **Resolution:** ✓ **Total :** 10 (Yes) 0 (No)

Absent: 2 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015054 AUTHORIZING GRANT AGREEMENT WITH NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF HEALTH (A.4010)

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015054 AUTHORIZING GRANT AGREEMENT WITH NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF HEALTH (A.4010)

Date: March 9, 2015

FAMILY AND HUMANS SERVICES

RESOLUTION NO. 2015055

RE: AUTHORIZNG THE ACCEPTANCE OF FUNDS FROM THE MID HUDSON REGIONAL HOSPITAL OF WESTCHESTER MEDICAL CENTER (MHRH) AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENTS OF HEATH AND MENTAL HYGIENE (A.4320)

LEGISLATORS HORTON, FLESLAND, BOLNER, NESBITT, KELSEY, JETER-JACKSON, MAC AVERY, PERKINS, FARLEY, STRAWINSKI, and IGNAFFO offer the following and move its adoption:

WHEREAS, the Commissioner of Mental Hygiene has advised that the Mid Hudson Regional Hospital of Westchester Medical Center (MHRH) has proposed to enter into an Agreement with Dutchess County to fund an expansion of the Department of Mental Hygiene's Mobile Crisis Intervention Team to a 24/7/365 operation, and

WHEREAS, it is necessary for this Legislature to authorize the acceptance of the funds from the MHRH and to amend the 2015 Adopted County Budget to provide for the receipt and expenditure of said funds, now therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Executive to accept the funds from the MHRH in connection with the above and further authorizes and empowers the County Executive to execute the Agreement, a copy of which is attached, as well as any amendments on behalf of the County of Dutchess, and be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2015 Adopted County Budget as follows:

APPROPRIATIONS
Increase

A.4320.68.4412	Grant Project Costs	$520,520

REVENUES
Increase

A.4320.68.162000.17	MH Fees - MHRH	$520,520

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

CA-049-15
kvh G-0167 2/19/15
Fiscal Impact: See attached statement

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 $ 520,520

Total Current Year Revenue and Source $ 520,520

Contract with MidHudson Regional Hospital of Westchester Medical Center

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

Identify Line Items(s):

Related Expenses: Amount $ 0

Nature/Reason:

Anticipated Savings to County: $0

Net County Cost (this year): $0

Over Five Years: $0

Additional Comments/Explanation:

The MidHudson Regional Hospital of Westchester Medical Center (MHRH) has proposed to fund an expansion of the Department of Mental Hygiene's Mobile Crisis Intervention Team to a 24/7/365 operation. The intent of the funding is to reduce unnecessary visits to MHRH's ER by Dutchess County residents for behavioral health issues not requiring inpatient stays at MHRH.

Prepared by: Gerald A. Brisley, II, MBA

CMC 11343

AGREEMENT

BETWEEN

MIDHUDSON REGIONAL HOSPITAL
OF WESTCHESTER MEDICAL CENTER

AND

DUTCHESS COUNTY DEPARTMENT OF MENTAL HYGIENE

WITH REGARD TO

CARE MANAGEMENT AND COLLABORATIVE SERVICES

This **AGREEMENT**, effective as of January 1, 2015 ("**Effective Date**") is by and between **WESTCHESTER MEDICAL CENTER**, a public benefit WMC existing by virtue of the laws of the State of New York, having an office at Executive Offices at Taylor Pavilion, 100 Woods Road, Valhalla, New York 10595 ("**WMC**") and **DUTCHESS COUNTY DEPARTMENT OF MENTAL HYGIENE** with an office at 230 North Road, Poughkeepsie, New York ("**DMH**"). Individually, WMC and DMH may be referred to as a "**Party**," and together WMC and DMH may be referred to as the "**Parties**."

RECITALS

WHEREAS, the Parties agree to work collaboratively to provide care and assistance to mentally ill, chemically dependent and/or developmentally disabled persons residing in Dutchess County.

Background

MidHudson Regional Hospital of Westchester Medical Center ("MHRH") located at 241 North Road, Poughkeepsie, New York, is a community hospital that provides acute psychiatric services. MHRH is designated as an emergency admission hospital under the NYS Mental Hygiene Law, Article 9.39, and is committed to the treatment of the mentally ill and the chemically dependent. As a 9.39 facility, the hospital operates an emergency service in the Emergency Department (ED) providing psychiatric assessment, intervention, treatment, information and referral services. ED operates 24 hours a day/7 days a week. MHRH operates two (2) mental health inpatient units providing acute care 24 hours a day/7 days a week. The certified bed capacity of 40 mental health beds includes a 23 bed General Care Unit (5 Thorne) and a 17 bed Special Care Unit (5 Spellman). MHRH also provides a voluntary adult inpatient chemical dependency service; Detox unit certified at 10 beds and the Rehab unit certified at 50 beds also operating 24/7. Additional services at MHRH include an outpatient mental health clinic serving children, adolescents, and adults as well as an outpatient chemical dependency clinic and day rehabilitation program serving individuals 18 and older.

The Dutchess County Department of Mental Hygiene (DMH) is that part of local government that oversees and monitors the county's public mental hygiene system which includes prevention, treatment and rehabilitation services provided to mentally ill, chemically dependent and/or intellectually and developmentally disabled persons residing in Dutchess County. DMH operates HELPLINE (845-485-9700; or toll-free, 877-485-9700), which is a 24 hour/7 day-a-week, telephone/texting counseling service that provides callers/texters with crisis intervention, information and referral. In addition, HELPLINE staff provides pre-intake evaluations for all public sector outpatient mental hygiene programs, as well as monitor the suicide prevention call boxes located on the bridges operated by the NYS Bridge Authority and on the Walkway Over the Hudson. If the DMH Commissioner, Care Manager or other staff from DMH, MHRH, HVMH, Inc., LCR, Inc., or Astor need to be contacted, HELPLINE may be called. HELPLINE will notify and consult with the resources needed. Finally, ambulance authorizations are coordinated through HELPLINE for emergency psychiatric admissions of all Dutchess County residents to other hospitals. DMH also operates a Crisis Prevention and Stabilization Program (known as the Mobile Crisis Intervention Team to the Community) that provides engagement, symptom reduction and stabilization to children, youth and adults who experience mental health and chemical dependency challenges. The Crisis Prevention and Stabilization programs services are currently available year round 8:00 am to 8:00 pm, Monday – Friday and 8:00 am to 4:00 pm Saturday, Sunday and holidays.

NOW, THEREFORE, in consideration of the mutual promises set forth herein, MHRH and DMH hereby agree as follows:

1) Collaboration.

a). Operating within a regional system of coordinated behavioral health care, MHRH and DMH shall work closely to assure that orderly and collaborative treatment is provided by MHRH and community-based services.

b) Together, MHRH and DMH shall provide MHRH communities with behavioral health emergency, crisis prevention, stabilization and referral services, 24 hours a day/7 days a week. These services will be provided under the direction of MHRH Medical Staff and shall be executed by qualified and experienced MHRH and DMH personnel.

2) MidHudson Regional Hospital of Westchester Medical Center

a) The MHRH Emergency Department's Behavioral Health Unit, also known as the Father Brinn Center (FBC) is a 10 bed unit where behavioral health patients are evaluated. MHRH agrees to provide care to all patients in need of behavioral health services without regard to age, race, color, religion, gender, sexual orientation, ability to pay or other disabling conditions.

i) Emergent/Acute Behavioral Health Services provided by MHRH include:

(1) All persons presenting to the MHRH Emergency Department for behavioral reasons will undergo a medical screening and a psychiatric evaluation consistent with MHRH policy.

(2) All persons experiencing a behavioral health emergency will have a traditional face-to-face (or an alternative method of encounter such as Tele-psychiatry) emergency evaluation with the goal of a rapid evaluation and disposition, which can occur within the MHRH ED, not solely in the FBC

(3) Emergency Behavioral Health Treatment will be determined on a case by case basis by a qualified medical professional and may include:

(a) Psychotherapeutic intervention

(b) Psychopharmacology

(c) Supportive therapy

(d) Psycho-educational information

(e) Acute behavioral management, as necessary

ii) Emergency referral may be made for acute inpatient care to:

(1) MHRH Inpatient Units

(2) Other community-based inpatient facilities

(3) Rockland Psychiatric Center

(4) Any other facility determined appropriate by the treating physician or other medical professional

iii) Referrals to outpatient treatment may include:

(1) ARC of Dutchess County

(2) Astor Child Guidance Clinics

(3) DMH Alcohol & Chemical Dependency Programs

(4) HMO Providers

(5) New York State Children and Family Services

(6) Private Psychiatrists, Psychologists and Social Workers

(7) Abilities First, Inc.

(8) Taconic DDSO

(9) MHRH Mental Health Clinic

(10) MHRH Turning Point Programs

(11) Hudson Valley Mental Health Clinics, Inc. (HVMH)

(12) Lexington Center for Recovery, Inc. (LCR)

(13) Alcohol and Substance Abuse Clinics

(14) Occupations, Inc. – Personalized Recovery Oriented Services

(15) Mental Health America of Dutchess County, Inc.

(16) Personalized Recovery Oriented Services

(17) DMH Crisis Prevention & Stabilization Team (adults and children)/ Astor Mobile Crisis Intervention Team

(18) DMH Partial Hospital Program

iv) Supportive residential settings: Patients may be referred for intermediate care, that is, a level of care less intensive than acute hospitalization including, but not limited to:

(1) Crisis Residence (NYS Office of Mental Health)

(2) Skilled Home Care

(3) Astor Home-Based Crisis Intervention (HBCI)

(4) Mid-Hudson Addiction Recovery Centers (MARC)

(5) MHRH Turning Point Intensive Outpatient Program and Day Rehab

b) Responsibility of MHRH ED concerning community agencies

i) Crisis Residence. MHRH has agreed to continue referrals from the MHRH ED to Crisis Residence, in accordance with MHRH policies and procedures. ED will use the Crisis Residence/Mobile Team Referral Form.

ii) Mid-Hudson Addiction Recovery Centers (MARC). MHRH agrees to refer patients to MARC's Alcohol Crisis Center, in accordance with MHRH policies and procedures. MHRH agrees to coordinate referrals and treatment with MARC.

iii) MHRH understands that DMH has 30 day take back agreement with Rockland Psychiatric Center. Upon proper notification by DMH of such agreements on specific patients, MHRH agrees to reasonably accommodate DMH with its obligations to the extent consistent with MHRH policies and procedures. It is understood that it is necessary to monitor these lists on a monthly basis. DMH, by way of HELPLINE, will coordinate such referrals back to Rockland Psychiatric Center.

c) Patient Assessment

i) Patients who present at MHRH ED with a behavioral health emergency will be registered and processed in accordance with MHRH policies. Patients may be directed to the Triage Area for preliminary assessment, registration and depending upon the patient's acuity and room availability, the patient may be moved directly to the FBC. Patients who need a behavioral health evaluation may be evaluated and provided a disposition within the ED. This evaluation does not necessarily need to be within the FBC.

ii) When individuals who are registered patients in the publicly funded mental health and chemical dependency clinics (DMH) present for care (as set forth on Schedule A attached hereto) in the MHRH ED, MHRH may contact the DMH HELPLINE to obtain relevant clinical information concerning the patient. HELPLINE shall maintain a database of information for patients open in all publicly funded programs. This information may be accessed in emergency circumstances by the MHRH ED. When requested by the treating health care provider, HELPLINE will attempt to locate the primary therapist or Care Manager for consultation with the MHRH ED. Once contacted, the therapist will make every effort to respond to the MHRH ED as soon as possible. However, if the therapist is unable to respond or cannot be reached, MHRH will provide customary care and treatment.

iii) Billing. MHRH patients will be billed by MHRH and treating physicians/psychiatrists in accordance with MHRH policy and physician/psychiatrist policy, as applicable.

3) Collaborative Services: Regional Approach to Crisis Prevention and Stabilization.

a) Crisis Prevention & Stabilization Team (CPST)

i) DMH will provide to MHRH the services of 7.7 FTE licensed provider stationed within the MHRH ED 24 hours/day 7 days/week, (equal to 1 FTE at all times, with the exception noted in Schedule C) in the form of a Licensed Clinical Social Worker (LCSW), Licensed Mental Health Counselor, or experienced professionals with a strong Care Management background ("CPST Services"). Any DMH personnel working onsite at MHRH must be approved by WMC in advance.

ii) DMH will provide CPST Services during the Term of this Agreement with the goal of providing assistance to MHRH and support to individuals who are in mental health crisis and/or at risk of inpatient psychiatric hospitalization. The CPST Services include rendering rapid evaluations, dispositions and connecting patients to community-based services to promote individual recovery and reduce the need for inpatient hospitalization.

iii) CPST staff will identify individuals who present in the MHRH ED, but do not require inpatient hospitalization. The CPST will develop and operationalize a treatment plan for community services as an alternative to hospitalization and will be responsible for linking the individual to community-based treatment and rehabilitative programs.

iv) CPST and the MHRH staff will meet regularly to review cases referred and document outcomes with the goal of reducing the number of ED visits for each person that has been identified as a frequent user.

b) DMH Supplemental Staff

i) DMH will provide to MHRH the services of 1 FTE Social Worker ("DMH Social Worker") who will work in the MHRH ED, Monday through Friday, to assist with development of community diversion plans.

ii) DMH will also provide the services of 1 FTE Care Manager ("DMH Care Manager") who will work days, Monday through Friday, on the MHRH inpatient psychiatric units to assist with discharge coordination.

c) DMH Providers.

i) DMH shall ensure that any DMH health care provider, including the DMH Social Worker, DMH Care Manager and any CPST staff members (collectively "DMH Provider") is approved and privileged by MHRH prior to providing services on site at MHRH. MHRH will grant and terminate privileges in accordance with its policies and procedures. Privilege to DMH Provider(s) granted pursuant to this Agreement will be terminated in the event this Agreement is terminated or expires, or in the event the DMH Provider ceases to provide services pursuant to this Agreement. Privileges will include that each DMH Provider be able to write in the patient's medical record.

ii) DMH represents and warrants the following:

(1) As further described on Schedule B and Schedule C, CPST Services will be provided by DMH by no less than 7.7 FTE licensed providers for 24 hours of continuous service, 7 days per week.

(2) Each DMH Provider will have all appropriate education, skill, training and credentials and shall meet the professional standards established by relevant certifying or accrediting entities and applicable federal, state and local laws and regulations.

(3) Services of the DMH Provider will be provided in a good and professional manner.

(4) DMH will ensure that each DMH Provider complies with all MHRH policies, procedures, and bylaws, as applicable.

(5) At DMH's sole cost, DMH shall be responsible for ensuring that each DMH Provider meets the health, immunization and infection control criteria required by MHRH, as may be modified from time to time. Documentation of such compliance will be provided to MHRH upon request.

(6) DMH shall ensure that each DMH Provider assigned to MHRH is screened and evaluated consistent with the policies and procedures in effect governing MHRH employee and pre-employment screening and background checks.

(7) DMH shall have and maintain throughout the term of this Agreement, Professional Liability insurance covering each DMH Provider in an amount of no less than $1 million per occurrence and $3 million in the annual aggregate.

(8) DMH understands and agrees that the selection and assignment of each DMH Provider to MHRH to render services shall be at all times subject to the approval of MHRH prior to the provision of services described herein and MHRH shall have the right to reasonably require the removal of a DMH Provider from MHRH's premises and terminate any MHRH privileges granted to a DMH Provider.

(9) DMH agrees to defend, indemnify and hold harmless MHRH, its subsidiaries and/or affiliated companies and each of their directors, employees, medical staff and agents against any loss or damage in connection with or arising out of the act(s) or omission(s) of DMH and/or DMH Providers or other DMH agents, including but not limited to any liability or expense due to claims for personal injury or property damage arising out of the furnishing, performance or use of the services or materials provided hereunder.

d) <u>Behavioral Health Inpatient Units</u>

i) DMH shall provide to MHRH access to the full range of services in the Dutchess County community mental hygiene system. Pre-release planning and care management services shall be made available to patients being referred to the publicly-funded outpatient mental hygiene system (Schedule A).

ii) DMH shall provide the services of a DMH Provider, the equivalent of one (1) fulltime Care Manager to MHRH's mental health inpatient units on regular DMH work days to assist with discharge planning for patients.

iii) Upon discharge, MHRH, when determined medically appropriate, will refer patients registered in the publicly-funded outpatient mental hygiene system back to the pre-hospital provider for continued treatment. If a patient specifically requests an alternate disposition, other options for follow-up will be explored. In those instances where a patient specifically requests to be followed after discharge by an alternative provider, MHRH will notify the pre-hospital provider.

e) Outpatient Clinic Services for Behavioral Health Patients

i) The DMH HELPLINE will provide 24 hour crisis intervention services for all individuals served through the outpatient MHRH Mental Health Clinic and the Turning Point outpatient clinic and day rehabilitation programs. Specifically, HELPLINE will serve as the telephone/text crisis service after regular business hours, weekends and holidays for these patients. HELPLINE will document the call, the intervention offered and all follow up action and fax this information to the specific program on the next business day. MHRH staff will inform HELPLINE staff of any pending situations and current clinical information prior to the close of business to assist the HELPLINE staff with appropriate interventions

f) Auditing and Benchmarks

i) Auditing. MHRH shall have the right to audit all books and records of DMH reasonably pertinent to this Agreement at any time during the term hereof and within twenty-four (24) months following termination of this Agreement. Without limiting the foregoing, upon request, DMH will provide to MHRH CPST operating expense records. This provision shall survive termination or expiration of this Agreement.

ii) As further described on Schedule B, it is the intention of the Parties to reduce ED visits ("Benchmarks"). In year 1 the CPST will reduce total visits by 15% or 900 visits, in year 2 by 20% (1,200 visits), in year 3 by 25% (1,500 visits) in year 4 by 30% (1,800 visits) and in year 5 by 40% (2,400 visits).

iii) The Parties hereto will evaluate the Benchmarks annually. If the Benchmarks are not achieved each year, MHRH may terminate this Agreement on 30 days prior written notice or reduce the amount of compensation paid under this Agreement.

4) Information Collaboration

a) Consistent with Article 33 of NYS Mental Hygiene Law, releases will not be required by ED or DMH for the exchange of clinical information in emergency situations. Also, it is agreed that, wherever possible, existing procedures, protocols and forms will continue to be used in an effort to maximize appropriate information flow between the organizations.

b) DMH will ensure that the HELPLINE will give MHRH information from the DMH emergency profile in emergency situations by way of phone or fax 24 hours a day/7 days-a-week. (This will include name, date of birth, history of suicide attempts, history of

homicide/assaultiveness, allergy, medication history, treatment history and any other pertinent information that can assist in the evaluation and disposition of the patient.)

c) ED will provide HELPLINE and, where appropriate, the treating programs with information needed on registered patients evaluated/treated at MHRH or new patients referred to the publicly-funded outpatient mental hygiene system. Such information may include, patient's name, date of evaluation, reason for evaluation, results of evaluation, any treatment rendered and disposition.

d) When patients are being released from the inpatient mental health units or inpatient rehabilitation unit and referred to a publicly funded program, established procedures that involve DMH Discharge Coordination are followed. In addition, if the discharge is on a weekend, HELPLINE will be notified and will schedule an appointment in an appropriate publicly-funded outpatient mental hygiene program. In addition, MHRH staff will fax the admission/discharge report to the DMH Care Manager assigned to the inpatient mental health units. MHRH will endeavor to notify DMH Care Managers of a patient discharge date prior to his/her discharge. Care Managers will schedule discharge appointments as close to discharge as possible, but no later than three (3) business days after having been notified of the discharge.

5) Statistical Information

a) On a regular basis, the DMH Care Manager will obtain specific information from MHRH to complete the DMH MS-6 Admission and Termination Form relative to inpatient admissions and discharges. The DMH Social Worker will obtain a roster and disposition of all the public sector patients (patients enrolled with DMH or its contract agencies as described on Schedule A) who had an admission to MHRH's inpatient Behavioral Health service.

b) MHRH will work with the DMH Social Worker and DMH Care Manager to provide DMH the number and disposition of patients seen who present with a mental health or chemical dependency problem in ED for both adults and children, on a monthly basis.

c) MHRH will work with DMH to provide the names and dispositional plans for any person presenting in the ED at least twice within any calendar month.

6) Compensation. As full compensation for the services of DMH Providers and CPST Services, MHRH agrees to compensate DMH an amount equal to $520,520.00 per contract year, paid in equal monthly installments and prorated for any partial month of services.

7) Term and Termination

a) MHRH and DMH have a long term commitment in the provision of behavioral health service to the Dutchess County community. In providing acute behavioral health care, MHRH and DMH are committed to working collaboratively to assure that a coordinated system of care is provided to the community.

b) The term of this Agreement shall begin on January 1, 2015 and continue for one year thereafter. This Agreement may be terminated, with cause and without liability, by providing the respective party with ninety (90) days written notice.

IN WITNESS WHEREFORE, the Parties have executed this Agreement as of the date set forth above.

Marsha Casey, EVP Westchester Medical Center	Kenneth M. Glatt, Ph.D., ABPP Dutchess County Dept of Mental Hygiene

Schedule A

Public Behavioral Health Care Programs in Dutchess County:

Hudson Valley Mental Health, Inc.
Beacon Mental Health Clinic
Eastern Dutchess Mental Health Clinic
Millbrook Mental Health Clinic
Poughkeepsie Mental Health Clinic
Rhinebeck Mental Health Clinic

Lexington Center for Recovery, Inc.
Beacon Counseling Center
Eastern Dutchess Counseling Center
Methadone Maintenance Treatment Program
Millbrook Counseling Center
Poughkeepsie Counseling Center – Page Park
Rhinebeck Counseling Center

Mental Health Clinics Serving Children and Adolescents
Astor Services for Children & Families Guidance Clinics in:
- Beacon
- Dover
- Hyde Park
- Pawling
- Poughkeepsie
- Rhinebeck
- Wappingers Falls

OMH-Licensed Partial Hospital Programs
Astor Adolescent Partial Hospitalization Program
DMH's Partial Hospital Program

Personalized Recovery Oriented Services (PROS)
Occupations, Inc.
- Millbrook PROS Center
- Poughkeepsie PROS Center (Oakley Street)
- Rhinebeck PROS Center

Mental Health America of Dutchess County, Inc.
- Beacon Wellness Center (PROS Program)

Outpatient Day Rehabilitation
DMH's Intensive Treatment Alternative Program

SCHEDULE B

CRISIS PREVENTION & STABILIZATION PROGRAM GOAL

The goal of the team is to provide engagement, crisis prevention, symptom reduction and stabilization to children, youth and adults. The team will provide rapid evaluations & dispositions to divert people from unnecessary hospitalizations and reduce/eliminate ED resources by connecting these individuals to appropriate supports and services within the community. The compensation will provide a team that will consist of at least 1 Licensed Provider at all times (24/7) based within the ED at MHRH

SERVICES & OUTCOMES

Reduce Brinn ED visits by:

1. 15% or 900 visits in year 1,
2. 20% (Cumulative 1,200 visits) in year 2 (incremental 300),
3. 25% (Cumulative 1,500 visits) in year 3 (incremental 300),
4. 30% (Cumulative 1,800 visits) in year 4 (incremental 300), and
5. 40% (Cumulative 2,400 visits) in year 5 (incremental 600)

Over 5 years, the goal is to reduce ED visits by 40% or 2,400 visits, from 6,000 annually to 3,600 annually.

The CPST will provide the following per individual:

SERVICE	SERVICE OUTCOME
24/7 rapid mental health & chemical dependency evaluations & dispositions with a focus on diversion	Decrease total time in the ED. (Goals TBD, however throughput is being captured within the ED and that will be the measurement to capture a baseline with achievable goals.)
Fast Track for adolescent and adult Partial Hospital Programs (PHP)	Complete paperwork, insurance authorizations and screening notes for a next business day admission to PHP. Track for an increase in referrals from ED to PHPs.
Fast Track to Astor's Home-Based Crisis Intervention (HBCI) Program	Complete paperwork, insurance authorizations and screening notes for a next business day admission to HBCI. Track for an increase in referrals from ED to HBCI.
Follow-up on missed ED aftercare visits	Track ED aftercare, monitor missed appointments and link to services

Follow-up on missed hospital discharge appointments	Track missed hospital discharge appointments and link to services
Address individuals who have utilized ED more than two times per year.	CPST will track individuals who are high users of ED and provide linkages to appropriate community resources 24/7

STAFFING

As described in Section 3(a) of this Agreement, DMH will provide the services of 7.7 FTE licensed provider for 24 hours of continuous service, 7 days per week located within the MHRH ED, Each FTE assumes a back-fill factor of 20% as well as each FTE being 40 hours/week or 2,080 hours.

Calculation on FTE is displayed below:

DIRECT CARE STAFFING MODEL for 24/7 CRISIS PREVENTION & STABILIZATION TEAM

CPST FTE in this Agreement		DETAILS to FTE in this AGREEMENT					
Day	FTE*	M-F Hours	S & S Hours	Total Hours	FTE Calc.	Backfill @ 20%	FTE w/ Backfill
Licensed Provider	0.5	0hrs	16hrs	16	0.4	0.1	0.5
Evening							
Licensed Provider	2.2	40hrs	32hrs	72	1.8	0.4	2.2
Night							
Licensed Provider	5.0	120hrs	48hrs	168	4.2	0.8	5.0
			Total Hours	256	6.4	1.3	7.7

Licensed providers can be in the form of LCSW or LMHC

SCHEDULE C

WMC and DMH agree upon the following staffing schedule, which may be modified from time to time upon mutual written consent of the Parties:.

1. DMH will provide the services of at least one Licensed Provider at all times in the MHRH ED.
2. DMH will supply back-fill to ensure that one Licensed Provider is present within the MHRH ED at all times.
3. On Saturday/Sunday and Holidays – there will be two Licensed Providers provided by DMH on the 1-9pm shift. One Licensed Provider assigned to the 1-9pm shift will be split between 2 locations:
    a. From 1pm-5pm this Licensed Provider will be located at the MHRH ED
    b. From 5pm-9pm the Licensed Provider will be located at the DMH Facility and can be utilized in the MHRH ED or travel in the community as needed.
4. DMH will provide the services of two Licensed Providers 7 days per week from 8pm-8am.
    a. 1 Licensed Provider will be located at MHRH ED
    b. 1 Licensed Provider will be located at DMH and can be utilized in the MHRH ED or travel in the community as needed

24 Hr. CRISIS PREVENTION & STABILIZATION TEAM

	MONDAY - FRIDAY															SATURDAY / SUNDAY / HOLIDAYS						
FUNDING SOURCE	DMH	DMH	DMH	DMH	DMH	DMH	DMH	DMH	MHRH	MHRH	DMH	DMH	DMH	MHRH	MHRH	DMH	DMH	MHRH	MHRH	MHRH	MHRH	MHRH
LOCATION	DMH	DMH	DMH	MHRH	DMH	DMH	DMH	DMH	MHRH	MHRH	DMH	DMH	DMH	MHRH	DMH	DMH	DMH	MHRH	MHRH	MHRH/DMH	MHRH	DMH
7:00 AM																						
8:00 AM	8a-4p	8a-4p	8a-4p	8a-4p														7a-3p				
9:00 AM																8a-4p	8a-4p					
10:00 AM					10a-6p	10a-6p	10a-6p	10a-6p														
11:00 AM																						
12:00 PM											12p-8p	12p-8p	12p-8p									
1:00 PM										1p-9p												
2:00 PM																			1p-9p	1p-9p		
3:00 PM									3p-11p													
4:00 PM																						
5:00 PM																						
6:00 PM																				5p-9p		
7:00 PM																						
8:00 PM																						
9:00 PM														8p-8a	8p-8a						8p-8a	8p-8a
10:00 PM																						
11:00 PM																						
12:00 AM																						
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2:00 AM																						
3:00 AM																						
4:00 AM																						
5:00 AM																						
6:00 AM																						
7:00 AM																						
8:00 AM																						
Staff Member Name				Nancy Kelly					Kristen Tuttle	TBD				TBD	TBD			TBD	TBD	TBD	TBD	TBD

Family and Human Services Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Nesbitt (VC)		
District 3 - Town of LaGrange	Borchert		
District 9 - City of Poughkeepsie	Johnson	absent	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton (C)		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		

Present: 10 **Resolution:** ✓ **Total :** 10 (Yes) 0 (No)

Absent: 2 **Motion:** ___ **Abstentions:** 0

Vacant: 0

2015055 AUTHORIZING THE ACCEPTANCE OF FUNDS FROM THE MID HUDSON REGIONAL HOSPITAL OF WESTCHESTER MEDICAL CENTER (MHRH) AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENTS OF HEALTH AND MENTAL HYGIENE

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 (Yes) 0 (No)

Absent: 1 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015055 AUTHORIZING THE ACCEPTANCE OF FUNDS FROM THE MID HUDSON REGIONAL HOSPITAL OF WESTCHESTER MEDICAL CENTER (MHRH) AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENTS OF HEALTH AND MENTAL HYGIENE

Date: March 9, 2015

FAMILY & HUMAN SERVICES

RESOLUTION NO. 2015056

RE: APPOINTMENTS TO THE DUTCHESS COUNTY BOARD OF HEALTH

Legislators HORTON, FLESLAND, BOLNER, HUTCHINGS, NESBITT, SAGLIANO, JETER-JACKSON, MAC AVERY, and FARLEY offer the following and move its adoption:

WHEREAS, there exists vacancies on the Board of Health due to the term expiration of William S. Augerson, M.D. and the resignation of Michael S. Witkowski; and

WHEREAS, Dr. William Barrick, M.D. and Dr. Shantala Sonnad, M.D. have expressed an interest in being appointed to such board, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby appoint Dr. William Barrick, M.D. and Dr. Shantala Sonnad, M.D., said terms commencing immediately, and expiring as set forth below, as members of the Dutchess County Board of Health.

Appointment	Term Expires
Dr. William Barrick, M.D. 407 Waterview Drive Poughkeepsie, NY 12601 (Physician Appointment)	December 31, 2020
Dr. Shantala Sonnad, M.D. 12 Chestnut Street Hopewell Junction, NY 12533 (City of Beacon Appointment) (Filling the unexpired term of Michael S. Witkowski)	December 31, 2017

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/17/2015

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

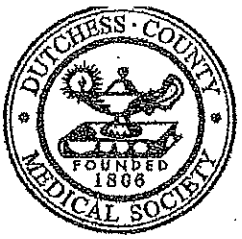
IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

William Barrick, MD
President

Jal Jalaj, MD
Vice President

Manoj Abraham, MD
Treasurer



Adele El Kareh, MD
Secretary

Lobsang Lhungay, MD
Immediate Past President

Bess Rodgers, JD
Executive Director

Dutchess County Medical Society, Inc.

1 Civic Center Plaza, suite 406, New York 12601
(845) 452-2140 FAX (888) 578-2211 www.dcms.org

December 31, 2014

Robert Rolison, Chairman
Dutchess County Legislature
22 Market Street 6th floor
Poughkeepsie NY 12601

Dear Mr. Rolison,

Please be advised that the Executive Committee for the Dutchess County Medical Society observes that there has been a vacancy for the seat designated for a member of our Society. I would like to recommend Dr. William Barrick, MD to fill this vacancy on behalf of the membership. In many ways, Dr. Barrick exceeds the expectations for this nomination. His amiable nature, intelligence, and accomplishments complement the nominations we have previously made in the past.

Dr. William Barrick, MD is a orthopedic surgeon and has nearly 20 years of experience. He became certified by he American Board of Orthopedic Surgery in 1998, and was recertified by ABOS in the 91st percentile, became a fellow to the American Academy of Orthpedic Surgeons in 2000, and is a member of the International Spine Injection Society, the North American Spine Society, the Medical Society of the State of NY, and is the current President of the Dutchess County Medical Society, one of only a few presidents to be nominated for two terms.

Dr. Barrick has expressed his interest in serving the Board of Health. Should you need more information about our candidate that is not provided, please contact our office immediately. Thank you.

Sincerely,

Lobsang T. Lhungay

Lobsang Lhungay MD
Immediate Past President and Delegate
Dutchess County Medical Society

DUTCHESS COUNTY

LEGISLATURE

16JAN'15PM1:46

William T. Barrick, M.D.
Orthopedic Associates of Dutchess County PC
1210 South Rd
Poughkeepsie NY 12601
845-454-0120
NYS License 204280

Undergraduate	Muhlenberg College, Allentown PA BS, Biology/Natural Science Summa Cum Laude, Phi Beta Kappa	1982-1986
Graduate, M.D. Degree	University of Medicine and Dentistry New Jersey Medical School Newark, New Jersey Alpha Omega Alpha , Class Rank 2nd/162, Merck Award Winner	1986-1990
Surgical Internship 1990-1991	Baystate Medical Center- General Surgery Springfield, Massachusetts	
Residency	Tufts University Affiliated Residency New England Medical Center Boston, Massachusetts	1991-1995
Fellowship	Adult Spine Surgery Spine Care Medical Group Seton Medical Center San Francisco, California	1995-1996
Practice Experience	Attending Orthopedic Spine Surgeon Spine Care Medical Group	July 1996- Sept1996
	Attending Orthopedic Surgeon –Orthopedic Associates of Dutchess County PC October 1996-present	
Attending Surgeon	Vassar Brothers Medical Center Reade Place Poughkeepsie, NY	
	Saint Francis Hospital/ Co-Director Spine Section North Road Poughkeepsie, NY	2010-2014

Attending Surgeon	Mid-Hudson Regional Hospital of WCMC North Road Poughkeepsie NY
Courtesy Staff	Northern Dutchess Hospital Springbrook Avenue Rhinebeck, NY HealthAlliance Kingston NY
Member	International Spinal Injection Society 1995 -2000 Dutchess County Medical Society -President 2012-present Vice President 2011-12, Treasurer 2010-2011, Secretary 2009-2010 , Medical Society of New York 1996-present Delegate - House of Delegates 2012,2013,2014 North American Spine Society 1996-Present Practice Management Committee - past member 1998-2008 American Academy of Orthopedic Surgeons 1998

Fellow, American Academy of Orthopedic Surgeons 2000
Fellow, American College of Surgeons
2004
Board Certified, American Board of Orthopedic Surgery 1998-2018
Recertified ABOS 91st percentile 4/2007-2018

Massachusetts Medical License	Inactive	1990
California Medical License	Active	1995
New York Medical License	Active	1996

Practice Interests: Adult Spinal Reconstruction Cervical ,Thoracic and Lumbar-
Minimally Invasive Decompression and Fusion-
Total Disc Replacement -Cervical and Lumbar
Adolescent and Adult Scoliosis
Interventional Pain Management – Cervical and Lumbar Epidural injections , facet blocks

Kyphoplasty, X-stop
Minimally Invasive Sacroiliac Fusion

Research and Publications:

Bone Graft Substitutes Summer Student Research NJMS 1987

Ring,D, Jupiter,J, Barrick W "Recalcitrant Nonunions" CORR

Barrick WT, Terrono,A "Refracture of a Proximal Pole Scaphoid Fracture" Journal of Hand Surgery 1995

Barrick WT, Reynolds, JR and Schofferman , J Anterior lumbar fusion inproves discogenic pain after solid Posterior Fusion Spine April 15, 2000

Barrick, WT "Managed Care Contracting Part I: General Concepts and Contract Review" SpineLine Volume VI Issue 6 Nov/Dec 2005 pp 39-40

Barrick, WT "Managed Care Contracting: Contract Review and MCO Performance Evaluation" SpineLine Volume VIII Issue 4 July /August 2007 pp32-34

Barrick,WT "Risk Management for Spine Specialists" Spineline October /November 2008 North American Spine Society

Lectures /Teaching experience/Presentations

"Anterior Lumbar Fusion Improves Discogenic Pain" Presented At North American Spine Society Meeting, Vancouver Canada October 1996

"Financial Considerations in the First Five Years of Spine Practice" Practice Management Symposium, North American Spine Society Meeting 2001` Chicago IL

Public Lecture "What's New in 21st Century Spine Care" 4/26/06

Assistant Faculty Member 2006 Depuy Spine Pre-Fellowship Bioskills Workshop – April 27-29 ,2006 , Baltimore Maryland

Instructor/Faculty MIS-Minimally Invasive Spine Surgery – Depuy Spine Course – New York Presbyterian –Cornell Weill Medical School – 6/3/06

"Head and neck problems in Athletes-Emergency Evaluation and management of Spinal Injuries" Lecture Marist College Athletic Trainers class 9/9/06

"Surgical Treatment of Spinal Neoplasms" Case Presentations
Vassar Bros med Center Multidisciplinary Cancer
Conference10/31/06

Assistant Faculty : Kyphoplasty Cadaver Course Kyphon Inc
St Joseph's Medical Center Paterson NJ
November 25,2006

Assistant Faculty Member 2007 Depuy Spine Pre-Fellowship
Bioskills Workshop – May 10-12 ,2007 , St Louis,MO

"Initial Evaluation and Management of Spine Injuries" Faculty
member Annual St Francis Hospital Trauma Center Conference
Poughkeepsie Grand Hotel , 11/8/08

Instructor :Minimally Invasive Spine Fusion :Spondored by
Stryker Spine
Miami,Fla 11/12

Instructor : SI bone- Minimally invasive SI Fusion
DASC Course 2012 Sponsored by SI Bone

"Spine Surgery in 2014 : Whats New" Presentation at
Healthquest /VBMC Orthopedic Education Day November 7th
2014

Current Disclosures : None
Past Consultant for Kyphon, Depuy Spine and Stryker Spine and Orthopedics

BACKGROUND TO 2015056

Randy Casale, Mayor
City of Beacon
One Municipal Plaza
Beacon, New York 12508
845-838-5010 - Office
845-838-5012 - Fax

www.citvotbeacon.org

January 16, 2015

Mr. Robert Rolison
Chairman
Dutchess County Legislature

VIA Email: cdurland@dutchessny.gov

Dear Mr. Rolison;

Please find enclosed the resume of Ms. Shantala Sonnad, MD. Based on her background and expertise, I would recommend appointing her to the Dutchess County Board of Health. I believe she would be an asset to the Board.

Please let me know if you have any questions or wish to discuss this further.

Sincerely,

Mayor Randy Casale
City of Beacon

SHANTALA SONNAD, M.D.

12 Chestnut Street ▪ Hopewell Junction, NY 12533 ▪ Phone: 917-528-0518 ▪ shantisonnad@gmail.com

Dedicated physician with strong academics and extensive knowledge base in family medicine. Known by others as loyal, highly capable, and optimistic. Believes successful medicine results when patients and physicians develop trusting, lifelong bonds through communication.

Education and Medical Training

6/2009 –7/2012

McLaren Regional Medical Center
Family Medicine Residency Program
Flint, MI

- Continuity of care for patients in the clinic setting. Strong focus on preventative medicine while providing excellent care to a diverse patient population
- Vast in-patient experience including general medicine, emergency care, pediatrics, and obstetrics
- Monthly geriatric rounds through various nursing homes
- EMR trained (Allscripts/Paragon)

Procedural experience (includes but not limited to)
Laceration Repair
Joint/Trigger Point Injection
Splinting and Casting
Punch/Shave Biopsy of skin
Cyst/lesion removal
I&D of Abscess
Cryotherapy

Medical School Education

6/2002-5/2008

Ross University School of Medicine
Brooklyn/Queens, NY (MS III, IV)
Dominica, West Indies (MS I, II)
Degree: Doctor of Medicine

NOTE:

I started Ross University in 2002 and ended 6 years later (instead of 4) in 2008 because my dad had a stroke while I was in med school and I took a great deal of time off to take care of him.

6/1999-6/2002:

Traveled to India to study my heritage while volunteering and observing the practice of medicine in another country.

9/1995-5/1999

Albion College
Albion, Michigan
Bachelor of Arts: English, with Honors

Minor: Biology

Clinical Experience

3/2013-present	Health Quest Urgent Care
1/2014-present	Medical Director, Health Quest Urgent Care
11/12-02/13	Urgent Care of Westchester; Tarrytown, NY
9/2008-1/2009	Bronx Lebanon Special Care Center, NY Physician, Long-term care facility
9/2008-1/2009	Essen Medical Associates, NY Physician, Internal Medicine clinic

Research Projects

2012	**Signet-Cell Adenocarcinoma in a Young Female** Position: Primary Author/Winner, FAME Specialty Award
2011-2012	**Neonatal Abstinence Syndrome in the NICU** Position: Editor
2009-2012	**The Benefits of Yoga on Chronic Pain and Diabetes II** Position: Primary resident researcher
2010	**FAME (Flint Area Medical Education) Presentation:** *Group B Streptococcal Meningitis in an Adult* Position: Primary author

Licensure and Certifications

2012	State of New York Medical License
2009 – 2012	State of Michigan Temporary Medical License
2009	Adjunct Faculty, Michigan State School of Human Medicine
2011	ALCS Certified
2011	NRP Certified
2011	PALS Certified
2009	ALSO Certified
2008	ECFMG Certification

Professional Memberships

2009-Present	American Academy of Family Physicians
2009-Present	American Medical Society
2009-Present	Michigan State Medical Society Member
2009-Present	Genesee County Medical Society Member

Examinations

2011	USMLE Step 3 Passed
2007	USMLE Step 2 CK Passed

2007	USMLE Step 2 CS Passed
2006	USMLE Step 1 Passed

Hobbies/Interests

Lifelong vegetarian with a passion for animals. Running, swimming and martial arts enthusiast; enjoy drawing, cooking, and traveling. Love and appreciate sharing the energy and culture of New York with family and friends.

Family and Human Services Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Nesbitt (VC)		
District 3 - Town of LaGrange	Borchert		
District 9 - City of Poughkeepsie	Johnson	absent	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton (C)		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		

Present: 10 **Resolution:** ✓ **Total :** 10 (Yes) 0 (No)

Absent: 2 **Motion:** ___ **Abstentions:** 0

Vacant: 0

2015056 APPOINTMENTS TO THE DUTCHESS COUNTY BOARD OF HEALTH

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ____ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015056 APPOINTMENTS TO THE DUTCHESS COUNTY BOARD OF HEALTH

Date: March 9, 2015

Environment

RESOLUTION NO. 2015057

RE: APPOINTMENT TO CORNELL COOPERATIVE EXTENSION ASSOCIATION BOARD OF DIRECTORS

Legislators MICCIO, FLESLAND, BOLNER, NESBITT, SAGLIANO, JETER-JACKSON, FARLEY, and HORTON offer the following and move its adoption,

WHEREAS, the Cornell Cooperative Extension Association Dutchess County ("Association") was created pursuant to the provisions of New York State County Law § 224 (8)(b), as amended; and

WHEREAS, the Association is governed by a Constitution last dated effective on January 1, 2013; and

WHEREAS, the Association is governed by a Board of Directors; and

WHEREAS, in accordance with the Constitution the Dutchess County Legislature is requested annually to appoint one legislator to serve as an ex-officio Director on the Association's Board of Directors; now, therefore, be it

RESOLVED, that the following person be appointed to the Cornell Cooperative Extension Association Board of Directors effective immediately:

APPOINTMENT	TERM EXPIRING
A. Gregg Pulver, Legislator 2350 County Route 83 Pine Plains, NY 12567	December 31, 2015

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/16/2015

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 11 **Resolution:** ✓ **Total :** 11 (Yes) 0 (No)

Absent: 1 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015057 APPOINTMENT TO CORNELL COOPERATIVE EXTENSION BOARD OF DIRECTORS

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 (Yes) 0 (No)

Absent: 1 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015057 APPOINTMENT TO CORNELL COOPERATIVE EXTENSION BOARD OF DIRECTORS

Date: March 9, 2015

Environment

RESOLUTION NO. 2015058

RE: ADOPTION OF NEGATIVE DECLARATION FOR THE ADOPTION OF THE DUTCHESS COUNTY AGRICULTURE AND FARMLAND PROTECTION PLAN ON THE BASIS OF THE FULL ENVIRONMENTAL ASSESSMENT FORM (FEAF)

Legislators MICCIO, PULVER, HORTON, HUTCHINGS, SAGLIANO, WEISS, FARLEY, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the New York State Department of Agriculture and Markets (NYS Dept. of Ag & Markets) recommended the Dutchess County Agricultural and Farmland Protection Board to update the Dutchess County Agricultural and Farmland Protection Plan adopted by the Dutchess County Legislature in 1998 in Resolution # 980039; and

WHEREAS, Dutchess County has identified the involved action as a Type I Action, has circulated amongst involved agencies for Lead Agency status and declared itself Lead Agency, after the required waiting period, for a coordinated review of the involved action, and

WHEREAS, the Legislature has reviewed the Full Environmental Assessment Form for the involved action, prepared by the Dutchess County Agricultural and Farmland Protection Board and agrees with its conclusion that the involved project will not have a Significant Negative Impact on the Environment based on the criteria provide in 6 NYCRR 617.7(a)-(c), and

WHEREAS, the Legislature has reviewed Notice of Determination of Non-Significance prepared by Dutchess County Agricultural and Farmland Protection Board and agrees with the reasons supporting this determination provided in this Notice, now therefore, be it

RESOLVED, Dutchess County approves and adopts the attached Notice of Determination of Non-Significance (Negative Declaration) for the adoption of the Dutchess County Agricultural and Farmland Protection Plan in accordance with SEQRA (6NYCRR 617.7.b), and be it further

RESOLVED, that this negative declaration shall be filed as provided by law.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/16/2015

CA-046-15 EW/JMF/kvh G-1624
2/18/15
Fiscal Impact: See attached statement

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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:
Adoption of the plan results in no commitment of funds by the County.

Prepared by: Eoin Wrafter Prepared On: 2/17/15

Dut.pdf

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

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

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

Reasons Supporting This Determination:
To complete this section:

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

The Dutchess County Agricultural and Farmland Protection Plan is intended, in part, to support and promote the protection of the County's existing farm resources. It is intended to prevent the adverse impacts associated with conversion of farmland for residential or commercial development, encouraging municipalities to manage development in such a way that growth is encouraged in appropriate locations such as village and town centers, and and discouraged in locations that would interfere with farm enterprises or remove productive farmland from the working landscape.

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status: ☑ Type 1 ☐ Unlisted

Identify portions of EAF completed for this Project: ☑ Part 1 ☑ Part 2 ☑ Part 3

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

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

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

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

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

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

Name of Action: Adoption of a new County Agricultural and Farmland Protection Plan

Name of Lead Agency: Dutchess County Legislature

Name of Responsible Officer in Lead Agency: Robert Rolison

Title of Responsible Officer: Chairman, Dutchess County Legislature

Signature of Responsible Officer in Lead Agency: Date:

Signature of Preparer (if different from Responsible Officer) Date:

For Further Information:

Contact Person: Harry Baldwin, Chairman Dutchess County Farmland Protection Board

Address: 25 South Shanks Road, Salt Point, NY 12578

Telephone Number: 845-266-5378

E-mail: hwbaldwin@aol.com

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

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)
Other involved agencies (if any)
Applicant (if any)
Environmental Notice Bulletin: http://www.dec.ny.gov/enb/enb.html

PRINT FULL FORM

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
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District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 11 **Resolution:** ✓ **Total :** 11 (Yes) 0 (No)

Absent: 1 **Motion:** ___ **Abstentions:** 0

Vacant: 0

2015058 ADOPTION OF NEGATIVE DECLARATION FOR THE ADOPTION OF THE DUTCHESS COUNTY AGRICULTURE AND FARMLAND PROTECTION PLAN ON THE BASIS OF THE FULL ENVIRONMENTAL ASSESSMENT FORM (FEAF)

Date: March 5, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery	absent	
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
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District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015058 ADOPTION OF NEGATIVE DECLARATION FOR THE ADOPTION OF THE DUTCHESS COUNTY AGRICULTURE AND FARMLAND PROTECTION PLAN ON THE BASIS OF THE FULL ENVIRONMENTAL ASSESSMENT FORM (FEAF)

Date: March 9, 2015

RESOLUTION NO. 2015059

RE: ADOPTING THE DUTCHESS COUNTY AGRICULTURAL AND FARMLAND PROTECTION PLAN DEVELOPED BY THE DUTCHESS COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD AND SUBMISSION THEREOF TO THE NEW YORK STATE COMMISSIONER OF AGRICULTURE AND MARKETS FOR APPROVAL.

Legislators MICCIO, PULVER, HORTON, HUTCHINGS, SAGLIANO, WEISS, PERKINS, FARLEY, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the Dutchess County Agricultural and Farmland Protection Board ("the Board") is authorized and empowered by Article 25-AAA Section 324-a of the New York State Agriculture and Markets Law to develop a county Agricultural and Farmland Protection Board; and

WHEREAS, in 1998, the Board developed an Agricultural and Farmland Protection Plan, which upon completion was presented to and adopted by the Dutchess County Legislature (Resolution No. 980039) and consequently certified by the New York State Commissioner of Agriculture; and

WHEREAS, in 2013, Dutchess County was awarded a Farmland Protection Planning Grant by the New York State Department of Agriculture and Markets to complete an update to the 1998 Agricultural and Farmland Protection Plan; and

WHEREAS, the Board subsequently has worked to develop the updated Dutchess County Agricultural and Farmland Protection Plan; and

WHEREAS, on December 22, 2014, the Board approved a Resolution requesting that the updated Dutchess County Agricultural and Farmland Protection Plan be adopted by the Dutchess County Legislature and submitted to the Commissioner of Agriculture and Markets for approval under the provisions of the Agriculture and Markets Law; and

WHEREAS, the Dutchess County Planning Board has recommended adoption of the Agricultural and Farmland Protection Plan in Resolution 01/2015; and

WHEREAS, the Board has conducted public meetings and held a public hearing on the proposed Plan, a copy of which is attached hereto and now submits such for approval, and

WHEREAS, adoption of this Plan shall not be construed as a financial commitment on the part of Dutchess County to any program or position, and

WHEREAS, approval of the Plan by Dutchess County and subsequent approval by the Commissioner of the New York State Department of Agriculture and Markets will make Dutchess County eligible for State Agricultural Protection Grants to implement Plan strategies, now, therefore be it

RESOLVED, that the Plan submitted by the Board is approved, and, be it further

RESOLVED, that the Plan be submitted to State Commissioner of Agriculture and Markets for approval.

CA-047-15
EW/JMF/kvh
G-1624
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3-19-2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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):

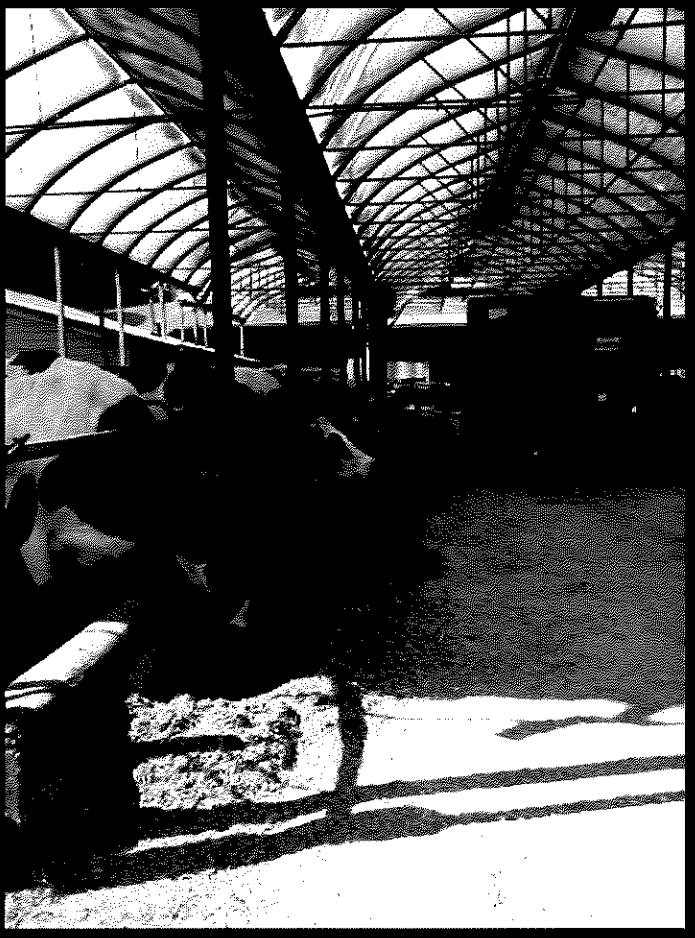
Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:
Adoption of the plan results in no commitment of funds by the County.

Prepared by: Eoin Wrafter Prepared On: 2/17/15



Dutchess County
Agricultural and Farmland Protection Plan

March 2015

"It is an exciting time for agriculture in Dutchess County. I feel like my father must have felt during the 40s and 50s in the 'heyday' of farming. There are so many opportunities, some of which we never even thought of ten years ago such as farm-to-table, CSAs, breweries and distilleries. We even have new-to-the-area crops like hops and sunflowers. Farmers have a chance to utilize new technologies and opportunities for small and large scale farms. The future of agriculture in Dutchess County is growing!"

Gregg Pulver, Third Generation Farmer

Dutchess County Agriculture... It's A Growing Thing!℠

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Acknowledgements

Dutchess County Agricultural and Farmland Protection Board

Harry Baldwin - Chair
Art Collings - Vice Chair - Dutchess Land Conservancy
Barbara Appolonia - Magnificat Farm
Peter Coon - Coon Brothers Partnership
Eric Axelsen - Dutchess County Real Property Tax Agency
Jennifer Fimbel - Cornell Cooperative Extension Dutchess County
Dave Fraleigh - Rose Hill Farm
Edward C. Hackett - Agri-Business/Hackett Farm Supply Inc.
Gregg Pulver - Dutchess County Legislator, District 19
Brian Scoralick - Dutchess Soil & Water Conservation District
Eoin Wrafter - Dutchess County Planning and Development

Agricultural and Farmland Protection Plan Steering Committee

Dave Tetor - Committee Chair, retired Cornell Cooperative Extension Dutchess County Agriculture Educator
Harry Baldwin - Chair, Dutchess County Agricultural and Farmland Protection Board
Art Collings - Vice President for Land Conservation, Dutchess Land Conservancy
Jennifer Fimbel - Resource Educator, Cornell Cooperative Extension Dutchess County
Marilyn Howard - Advisor, Dutchess County Agricultural and Farmland Protection Board
Gregg Pulver - Farmer, Legislator District 19, Dutchess County Legislature
Brian Scoralick - Acting Executive Director, Dutchess County Soil and Water Conservation District
Eoin Wrafter - Acting Commissioner, Dutchess County Planning and Development,
Kealy Salomon - Former Commissioner, Dutchess County Planning and Development
Ed Hoxsie - Former Executive Director, Dutchess County Soil and Water Conservation District

Advisors

Neil Curri - Senior GIS Resource Educator, Cornell Cooperative Extension Dutchess County
Noela Hooper - Senior Planner, Dutchess County Planning and Development
Brian Kehoe - Planner, Dutchess County Planning and Development
Robert Wills - Senior GIS Project Coordinator, Dutchess County Planning and Development

Consultants

Community Planning and Environmental Associates (CP&EA) - Nan Stolzenburg, AICP CEP
Don Meltz Planning and GIS - Don Meltz, AICP
The Hudson Group, LLC - Ronald Miller and Dennis Rapp

Photo Credits

Photos from Sean Carroll, CCEDC Educator except top left photo of cover from Jennifer Ervin Fimbel and bottom left photo from Noela Hooper.

This Plan was funded by a Farmland Protection Planning Grant from the New York State Department of Agriculture and Markets, and by Dutchess County.

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Section 1 - Introduction

Agriculture has been and continues to be one of Dutchess County's primary industries. Our economy, rural landscape, community character, environment, health of residents, and overall quality of life are all uniquely and positively affected by farms operating here. Although agriculture has changed through time and continues to evolve and diversify, it plays a significant role in both the economy and quality of life for Dutchess County residents.

Dutchess County has seen significant changes in its agricultural economy since the adoption of the last *Agricultural and Farmland Protection Plan* in 1998. At that time the biggest concern was the continuing loss of farms and conversion of farmland into non-farm uses due to the high level of development pressure and to the lack of profitability of farm operations.

From the 1998 Plan, Executive Summary -

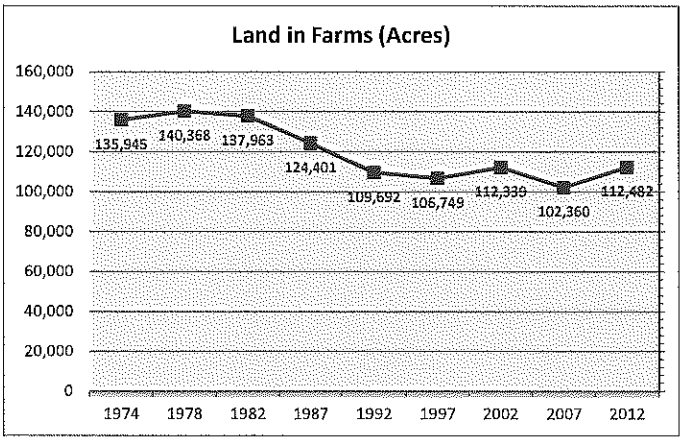
Dutchess County's location within commuting distance of New York City has put its beautiful rolling farmland in jeopardy of becoming housing developments...

This development trend has put Dutchess County's agricultural industry and farmland at risk - a risk we should all pay attention to...

Fifteen years later there are signs that the loss of farmland has slowed and the agricultural economy is rebounding. This is due in part to:

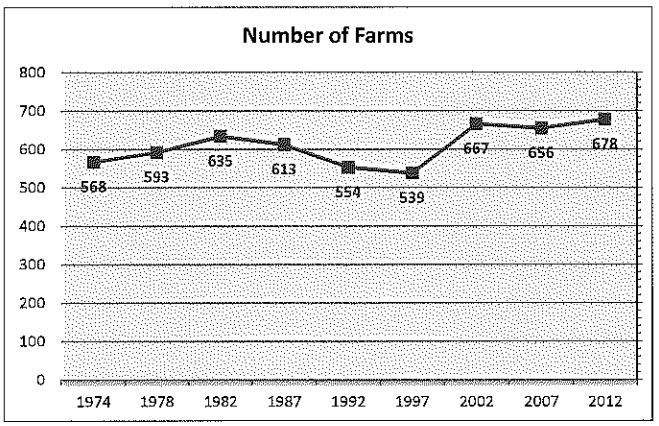
- the depressed housing market that followed the 2008 recession,
- the tremendous successes in preserving farmland after the adoption of the 1998 plan,
- the invigorated and renewed interest by young farmers in farming and the emergence of various groups that are assisting younger farmers with training and access to land,
- the continuous promotion of "buy local" and connection of Hudson Valley farmers with ever-expanding local and city markets, and
- the emergence of information technologies and farm practices that expand the opportunity for larger farms to operate profitably.

There are now excellent prospects for a continuing and vital agricultural economy, based on new markets, growing interest in local agricultural products, and opportunities for continued land preservation for the next generation of farmers. This Plan's purpose is to build on these strengths and successes.



Farmers and agriculture-related businesses in Dutchess County have continued to adapt to changing conditions in the economy and industry. The number of farms in Dutchess County is at a high point since 1974. The total number of acres in farming has been stable for the last 20 years, and is now actually higher than it was in 1992. More farms on an essentially stable land base means smaller sized farms but average sales per farm also appear to be stable since the last plan was adopted in 1998 (See the Agricultural Profile section, Appendix 2).

Many long-established farms remain, and are growing in size and in profits. There is a newfound interest in locally produced foods on the part of consumers. New farms are starting with new farmers, and fresh ideas. Farmers are taking advantage of new technologies, and new ways of connecting with consumers. Farmers are becoming more integrated with the overall economy of the county, and the region. As the Cornell Cooperative Extension Dutchess County service mark says: "Dutchess County Agriculture... It's a Growing Thing℠".



Why is it a great time for agriculture in Dutchess County?

Here are some reasons:

- 678 farms produce everything from dairy and hops to wool and Christmas trees.
- The number of farms and acres used for farmland are increasing.
- There are over 211,000 acres of land reported as being farmed in the 2012 USDA Census of Agriculture.
- Farms contribute about $50 million in sales to the County economy.
- There are 15 farmers' markets in the County.
- The market value of agricultural products has increased 41% since 2007.
- Dutchess ranks #1 in the State in sales value of horses and ponies.
- Agri-tourism and direct sales are a growing part of agriculture.
- Over 31,000 acres of farmland in Dutchess County have been preserved through conservation easements.

Farms play an important role by providing:

- Fresh, safe, local foods and products to the County and region
- A sense of community and cultural identity
- The essential part of our community character
- A foundation for many tourism and recreational opportunities
- Open lands for wildlife
- Environmental protection through soil conservation, carbon sequestration, and conservation of biodiversity
- A quality of life that residents highly value

Section 2 - A Summary of the 2015 Agricultural and Farmland Protection Plan

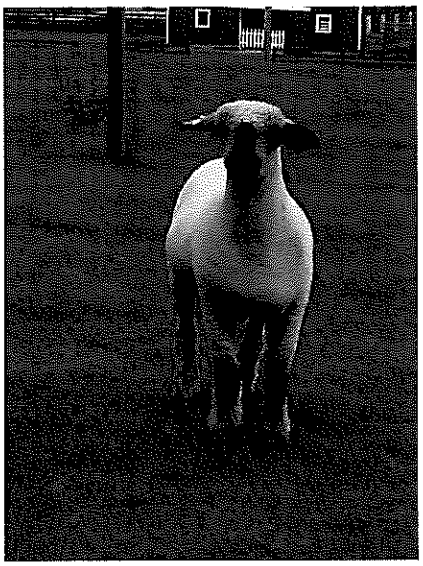
In 1998, Dutchess County adopted its first Agricultural and Farmland Protection Plan with the support of a Farmland Protection Planning Grant (FPPG) from the New York State Department of Agriculture and Markets. Given the dramatic changes that have occurred in the agriculture industry during the past 15 years, the Dutchess County Agricultural and Farmland Protection Board decided to develop a new plan, again with funding support provided by the State's FPPG Program and Dutchess County. The mission of the Steering Committee placed in charge of developing this new plan was to consider recent changes in agriculture, identify new needs and opportunities, evaluate past successes, and develop new strategies to use moving forward.

Dutchess County has an enthusiastic group of agricultural entrepreneurs who are passionate about farming. They are adept at finding new ways to solve old problems. Just as the farm producers have been able to change with the times, the agencies and government officials that support them must be able to adapt and quickly take advantage of opportunities as they arise. This Plan will help guide that process.

Brief Outline of the Planning process

The planning process was organized by the Dutchess County Agricultural and Farmland Protection Board (AFPB) with coordination by the Dutchess County Department of Planning and Development. Work began in the Fall of 2013 with the formation of a Steering Committee composed of AFPB members, farmers, staff from County Planning, Cornell Cooperative Extension Dutchess County, Dutchess County Soil and Water Conservation District, and Dutchess Land Conservancy. This Steering Committee then hired a team of planning consultants to assist them in developing the plan. A Stakeholders Group consisting of farming and agribusiness professionals, representatives from economic development and tourism agencies, land conservancies, local officials and involved residents was invited to participate in an advisory capacity.

In order to ensure that this Plan meets the needs of Dutchess County farmers, it was prepared with extensive input from farmers, government agencies, not-for-profit organizations, and the general public who attended a public information meeting in December, 2013. Additional input was received through meetings of the Steering Committee and the AFPB, a Farm Operators' Survey, a Public Survey, and a Municipal Officials Survey, as well as from interviews with members of the Stakeholders Group. From these activities the Steering Committee identified agricultural strengths, weaknesses, opportunities, and threats in Dutchess County. Farmer input was critical to the development of the initial vision and subsequent goals and recommendations.



A full outline of the planning process with dates can be found in Appendix 3.

There are many significant and positive features that make Dutchess County a great place to farm. A combination of climate, soils, supportive agencies and organizations, access to a large population, growing market demand for local products, and positive attitudes about farming's future provide a strong foundation for enhancing agriculture in the County. Those positives should not be overlooked and are features that create many opportunities.

However, there are still some challenges to overcome – some are new, while others are long-standing issues that have been identified as barriers in the past. Lack of processing facilities, aging farmers and lack of next generation of farmers, and loss of farmland due to suburban growth are still significant issues. Other issues include a limited available labor force, the high cost of farm operations and of farmland coupled with low monetary returns, and complex regulatory requirements. Equally important is the general lack of awareness among the general public about agriculture and food systems, and the resulting disconnect between agricultural needs and economic development initiatives in the County.

The Agricultural and Farmland Protection Board desired an action-oriented plan to help continue to move agriculture forward. Developing such a plan must build on the positive features in the County and address the remaining hurdles. That process begins with a vision for the future. That vision helps to identify goals to reach for, which in turn, results in a list of strategies required to achieve these goals.

Vision for Agriculture

Dutchess County has established a long-term vision that builds on the positive direction agriculture has taken in the County. The vision for the Plan is to inspire, foster commitment, and motivate high levels of performance for the future. Simply put, the County's vision for its agricultural community is to have a diversity of profitable farms and agricultural businesses that continue to contribute significantly to the economy and quality of life here.

More specifically, the County and its many partners will facilitate future programs so that farms can take advantage of emerging markets in the Hudson Valley and embrace new technologies and practices. Local conditions will encourage farming by preserving core areas of farmland, putting in place farm-friendly policies, and by having a supportive public that is aware of and appreciates local farms. Dutchess County will be known as a location where skilled workers are available, where young farmers are able to make a good living, and a place where new agricultural entrepreneurs want to be. The County, farmers, and farm-oriented organizations will work together in a collaborative way to support all these efforts.

Goals

Five priority initiatives with nineteen specific goals have been established in the Plan to help Dutchess County attain this vision. Goals address agricultural economic development, technical

assistance to farmers, protection of and access to farmland, promotion of farm-friendly regulatory policies, and fostering public awareness, education, and communication.

The nineteen goals lay out a direction for increasing farm profitability and decreasing production costs. They call for diversifying agricultural products and increasing direct-to-consumer sales. Other goals are to provide technical and educational assistance, enhance purchase of development rights programs to preserve more farmland, and help towns update plans and zoning to be supportive of farm activities. Enhancing educational opportunities to recruit the next generation of farmers and increasing education and public awareness about farming are also among the goals. Finally, the goals establish the need to promote communication and collaboration among farmers, the public, and organizations and agencies in the County.

Recommended Initiatives

Five priority initiatives have been developed to help Dutchess County move forward in achieving these goals to foster the county's agricultural economy and further protect farmland. These initiatives are summarized below and explained in further detail in Section 8.

Initiative 1 - Coordination and Collaboration through an Agricultural Navigator & Agricultural Advisory Committee

Agriculture in Dutchess County is diverse and moving in multiple directions. The number of small farms is on the rise, and large farms are prospering. Some farmers are moving steadily into the local market place within the County, while others are going after regional markets throughout the Hudson River Valley or beyond with national and international markets. New types of crops, livestock, and products are being tried, grown, raised, and sold. Over the past years, a wide variety of governmental agencies and non-profit organizations having farmland protection or promotion of agriculture as part of their mission have been established.

While each organization and agency is unique, an ongoing issue has been lack of coordination, communication and collaboration among all these moving parts with risks of duplication of efforts. Agriculture does not always have a unified advocacy for itself. A disconnect between agricultural economic development and other traditional economic development programs has also proven to be a disadvantage to the promotion of the farming industry.

One of the primary recommendations of this Plan is to address the need for coordination and collaboration. This recommendation focuses on the need for an Agricultural Advisory Committee to provide organization and leadership in carrying out the vision of this Plan and the need for an Agricultural Navigator to advance agricultural economic development and to coordinate existing programs. The Agricultural Advisory Committee would be a five person committee that would report to and advise the County Executive on issues and policies regarding agriculture and agri-business. This committee would facilitate implementation of the programs outlined in this plan. There should be a single chairperson or director who reports directly to the County Executive.

The aggregate multiplier for food manufacturing amounts to 3.17 using employment as a unit of measurement. This finding suggests that for every additional new job created in food manufacturing in New York State, an additional 2.2 jobs are supported in industries and sectors structurally linked to the food manufacturing sector. Similarly, the employment multiplier for agricultural and forestry services approaches a relatively robust 2.0, suggesting one additional job for every new job created in the sector.

The conclusion that employment benefits associated with expanded food manufacturing output in New York State are relatively robust is sustained when the frame of reference is the entire macro New York economy. Our results suggest that food manufacturing exerts one of the highest employment multiplier effects of any industry in the State.

The Plan offers different options to create the Navigator position. However it is formed, the need is strong to have a single person that continuously communicates with farmers and the existing agricultural agency/organization infrastructure to put this Plan's recommendations to work. With leadership from an advisory committee, the Agricultural Navigator would take the lead in helping implement many of the other strategies included in this plan.

Initiative 2 - Agricultural Economic Development and Business Retention & Expansion Program

Lack of agricultural economic development has been identified as a key weakness that challenges farms and the broader food system. While there is no lack of specific economic programs that that have been developed to address this issue, lack of staff, institutional capacity, and collaboration prevents positive movement. More emphasis on economic development and more coordination of that work is crucial. While other economic sectors have entities such as the IDA to coordinate and fund projects that benefit those industries, agriculture does not enjoy the same capability. This strategy focuses on agricultural economic development and building capacity to concentrate on economic initiatives.

The agricultural economy is complex and involves many businesses beyond farmers. Agriculture relies heavily on complex machinery, and continuing advances in technology. An extensive network of businesses are needed to support farms ranging from veterinarians to truck drivers. Other support comes from educators, schools, and non-profit groups – all part of the farm economy. This large network of inter-dependent businesses contributes to the agriculture industry's large and positive impact on the local economy. This impact is exemplified by the statewide economic multiplier for agriculture at 1.61.[1] That means that for every dollar related to agriculture, the positive effect is multiplied 1.61 times.

[1] From *Agriculture-Based Economic Development in New York State: Trends and Prospects.* September 2012. T.M. Schmidt and N.L. Bills. Cornell University.

As farm operations move toward a more localized food supply system, they become more tightly wound with other elements of the local economy. In turn, other local businesses become more integrated into the agricultural economy. As farms continue to grow, and expand into the regional and global food supply system, they will continue to bring their profits into the County and the local economy.

This plan calls for an effort on the part of the County, and in particular, the Dutchess County Economic Development Corporation (DCEDC), the Dutchess County Industrial Development Corporation (DCIDA), and the Hudson Valley Agribusiness Development Corporation (HVADC), to recognize this growth and build on it. A robust agricultural economic development program is recommended. A key component of this is to develop an Agriculture Business and Retention Program to regularly communicate with farmers in order to understand, anticipate, and ultimately address their needs, challenges, and opportunities.

Hudson Valley Fresh is a farmer partnership dedicated to preserving the agricultural heritage of the Hudson River Valley. Farmer-owners produce premium dairy products from whole milk to heavy cream, yogurt, and ice cream. All milk is produced in Dutchess, Columbia and Ulster counties and locally processed in Kingston. Hudson Valley Fresh works to ensure that farmers receive a fair price for their product and that the highest quality is maintained. Products are available from the mid-Hudson region to Long Island, New York City, New Jersey and Connecticut.

Initiative 3 - Farmland Preservation

Dutchess County has a unique opportunity to build upon the success of preserving thousands of acres of farmland over the last 15 years. The plan emphasizes focusing on the creation and expansion of core areas of protected farm land, and continued investing in Purchase of Development Rights (PDR) programs, while also broadening farmland preservation efforts to include the lease of development rights and affordability covenants. It also emphasizes the continuation of public/private partnerships between municipal and county governments and land trusts, and support of both ongoing private initiatives and action by local municipalities. The Plan recommends that the County and its partners:

- Continue to purchase the development rights on key farm properties – through multiple funding partners including federal, state, and local government, and local land trusts. Judicious and balanced use of County funding for PDR purposes should also be considered – especially where there is an opportunity to leverage funding from outside sources bringing state, federal and private dollars into the local farm economy.
- Encourage farm conservation organizations and land trusts to continue to expand their working partnerships in order to leverage existing resources and coordinate fundraising and grant opportunities.
- Initiate a Lease of Development Rights Program (LDR) based on the NYS Incentive Payment program, and encourage and assist organizations that are willing to work with farmers on term leases and payments by the State's new funding program.
- Encourage and assist organizations and agencies that are willing to enhance conservation easements with Affordability Covenants (also known as Options to Purchase at Agricultural Value, or OPAV).
- Identify opportunities to create and/or build upon existing core areas of preserved farmland – such as Red Hook's "Bread Basket" – in each of the County's farming communities.
- Expand and support the existing Farmer/Landowner match programs including the Dutchess Land Conservancy/Columbia Land Conservancy, the Winnakee Land Trust and the American Farmland Trust Hudson Valley FarmLink Programs.
- Encourage local municipalities to consider adopting zoning and overlay measures that support diverse local agri-businesses and the preservation of farmland.

Initiative 4 - Farm Friendly Regulation

Agriculture is an enterprise unlike most other businesses. Its reliance on large swaths of land, often located adjacent to very different land uses, may place farm operations in conflict with neighbors and with local land use regulations. Municipal officials tasked with enforcing local laws are often not familiar with the unique needs of farms, nor aware of the unique State regulations and County programs and policies that apply to agricultural operations. This Plan recommends that the various County agencies involved with educational efforts continue to provide agriculture-related training programs, farm-friendly land use regulation models, and support materials for local officials. Model laws and policy documents provided by the County, NYS Department of Agriculture and Markets and others are available to assist towns and villages looking to update their regulations in support of their farms and farm businesses.

The 1998 plan included the recommendation that equitable assessment and taxation policies be instituted. Since then, many Dutchess municipalities have conducted reassessments, and many of those are now reassessing annually so that assessments remain equitable. Equitable assessment for property tax purposes affects the bottom line for all businesses, and land-intensive businesses like farming even more so. It is important that local assessors understand the agriculture-specific aspects of Real Property Tax Law and the pertinent parts of Agriculture and Markets Law, and that farm operators understand assessing practice as it pertains to them. Education on this topic for both groups as well as efforts to increase communication will help reduce assessment errors and friction between landowners and assessors.

Initiative 5 - Marketing, Public Relations and Awareness

One consistent issue that has been identified both in 1998 and now is the lack of understanding the non-farm community has about agriculture. As a result, agriculture faces challenges such as farm-unfriendly local regulations, conflicts and nuisance complaints, and loss of sales opportunities. Helping County residents understand how agriculture contributes to their quality of life and the economy is critical. Farmers themselves need a different kind of education related to being aware of programs, funding sources, market opportunities, and technical skills.

This Plan recommends a comprehensive and multi-audience marketing, public relations and education program. Projects are aimed at helping municipalities and the general public gain new appreciation for the role agriculture plays. This initiative also recommends increased coordination of agencies and organizations in the County and region and use of tools such as web-based resources that inform farmers about opportunities for technical education, funding sources, and market opportunities. To accomplish these projects, the Plan also recommends continued funding of key organizations such as Cornell Cooperative Extension Dutchess County and the Dutchess County Soil and Water Conservation District.

The aging of farmers in the County means that in the next 10 to 15 years farm succession and transition will be a major issue facing agriculture. Unless there is a new generation of farmers, many active farms may go out of business and their land could be converted to non-farm uses. To counter this, the County needs to work with regional partners to promote farming as a viable career choice and to attract ag-entrepreneurs to Dutchess County. This Plan recommends enhancing mentor and apprenticeship programs, developing capital and financial incentives to attract interested young farmers to the County, and promoting agricultural education in County schools.

Regional Perspective

Although this Plan focuses specifically on farming and agri-business in Dutchess County, it also recognizes the importance of the agriculture industry throughout the Hudson Valley and the advantages to be gained by a regional approach to agricultural economic development. A regional perspective will enable Dutchess County to take advantage of opportunities to collaborate on initiatives that could include development of food processing facilities, food distribution systems, coordinated branding and marketing efforts, applications for state and federal funding, and land conservation efforts. Orange and Sullivan Counties are in the process of developing Agricultural and Farmland Protection Plans; both Ulster and Columbia Counties are actively engaged in public and private efforts to support agri-business and protect farmland.

This Plan recommends that the multi-county discussions that have taken place throughout this planning process be continued and expanded as appropriate to take full advantage of the forward momentum that agriculture in Dutchess County and the Mid-Hudson Valley is currently experiencing. Specifically, the Plan recommends supporting the following regional activities:

- Identifying and providing support for a regional "Navigator" position to coordinate activities with regional significance, such as support for brick-and-mortar food processing operations.
- Establishing a regional task force to coordinate fund-raising efforts, developing substantive applications for major grants such as the NYS Consolidated Funding Awards for collaborative agri-business development and support.
- Coordinating development and distribution of county and regional economic data related to the agriculture industry.
- Coordinating the regional activities of partner agencies such as Cornell Cooperative Extension and the Soil and Water Conservation Districts, recognizing and taking better advantage of the services they offer.
- Supporting establishment and expansion of existing multi-county technical and financial support systems for new farmers.
- Developing a regional brand identity.
- Working closely with County Tourism agencies to promote agri-tourism locally and throughout the region.
- Taking advantage of support offered by not-for profit organizations including Glynwood and the Local Economies Project, and local and regional land trusts that have developed plans that take a regional approach to resource protection and funding such as Scenic Hudson's *Foodshed Conservation Plan for the Region*.

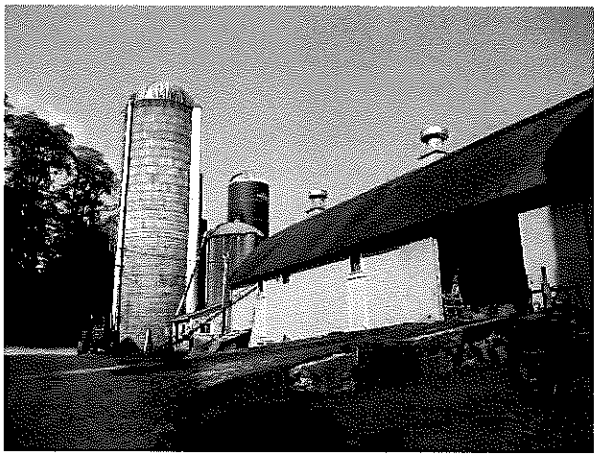
Section 3 - Successes Since the 1998 Agriculture and Farmland Protection Plan

Since 1998, Dutchess County, in partnership with its Agricultural and Farmland Protection Board and numerous farm-related organizations, has established a number of successful programs that implement these original recommendations:

- *Establish Equitable Assessment And Taxation Policies*
  Since 1998, many Dutchess municipalities have conducted reassessments, and many of those are now reassessing annually so that assessments remain equitable. Equitable assessment for property tax purposes affects the bottom line for all businesses, and land-intensive businesses such as farming even more so.

- *Protect Farm-Related Natural Resources*
  In 2000, Dutchess County developed the first Hudson River Valley Greenway (HRVG) Compact Plan that serves as the model for HRVG Compact planning throughout the region. *Greenway Connections, Greenway Compact and Guides for Dutchess County Communities*, has translated into numerous inter-municipal partnerships and projects. The Greenway Guides developed as part of the Compact Plan are a series of concise, visually oriented, two-page information sheets offering best practice examples of Greenway principles in action. The guide titled "Saving Farmland with Development" provides a sample conservation development designed to allow residential development while preserving farmland and reducing conflicts between the two uses. In addition to the individual topic guides, a broader, county-wide Centers and Greenspaces Guide was introduced (See Map 2). The guide and maps depict areas in the County where future development should be encouraged and open spaces protected. The County has also developed municipal Centers and Greenspaces maps for communities including Beacon, Pleasant Valley, Poughkeepsie, Red Hook and Rhinebeck.

- *Protect Quality Farmland*
  In 1999, Dutchess County established the Open Space and Farmland Protection Matching Grant Program, the first of its kind in the Hudson Valley. Expanded in 2000, the Partnership for Manageable Growth Open Space & Farmland Protection Program (PMG) has provided matching grants to help municipalities protect important agricultural and open space resources. Since 1999, Dutchess County has participated in purchasing conservation easements on 2,763 acres of productive farmland on fourteen farm operations, limiting future development to agricultural uses (See Map 1). Each of these farms remains in private ownership, in operation, and on the tax rolls. The PMG Program has enabled the County to

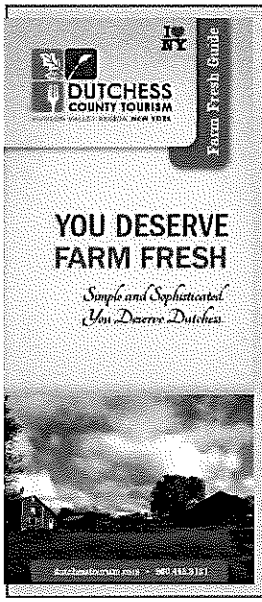


take advantage of federal and state funding opportunities and to establish funding partnerships with local municipalities and land conservancies which have resulted in the purchase of development rights on a total of 5,585 acres. As partners in the County's farmland preservation efforts, the Towns of Beekman, LaGrange, and Red Hook have established local PDR funding programs, and the Towns of North East and Union Vale have contributed to specific PDR projects. Red Hook in particular has an extensive program oriented to farmland protection, which has contributed to establishing a core area of over 3,300 acres of protected farmland.

From 1998 to the present, the total number of acres conserved by land conservation organizations holding donated and purchased conservation easements increased by more than 29,000 acres to a present total of nearly 42,000 acres protected acres. Approximately 31,000 acres of this total consists of parcels that are actively farmed.

- *Improve Marketing Of Locally Produced Goods*
  Dutchess County Tourism has designed the Dutchess County Farm Fresh program to enhance awareness and understanding of the role that farms, agriculture, and food/beverage play in our daily lives—all while developing new markets for local farmers and providing new experiences for visitors. In the past 6 seasons Tourism has brought up almost 6,000 visitors of whom 92% said they had learned something new and 95% said they would come again or refer a friend. Our visitor survey showed that the average ranking of their farm tour experience (on a scale of 1 to 5, with 5 being the highest) was 4.39. In addition, the average spent was $80 per person excluding the train ticket.

  Dutchess County Tourism hosts a Dutchess Farm Fresh Program with Metro North Rail each fall to bring visitors from New York City to experience the local farms and learn more about eating local and staying healthy. Farm Fresh Metro North packages brought 1,200 visitors in 2013, up from 1,100 visitors in 2012. 7 different itineraries were offered with over 20 local farm partners and unique small towns and villages.

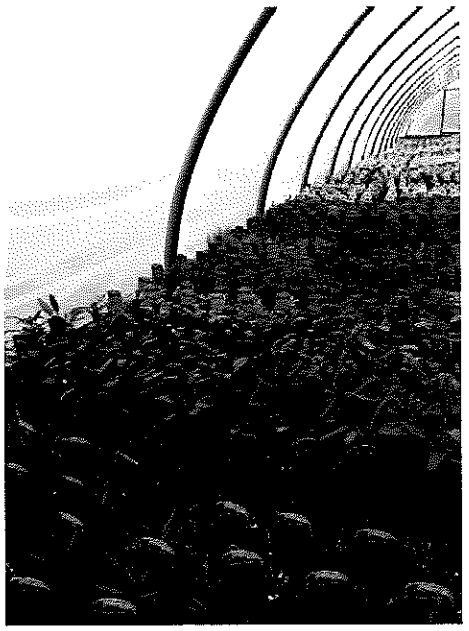


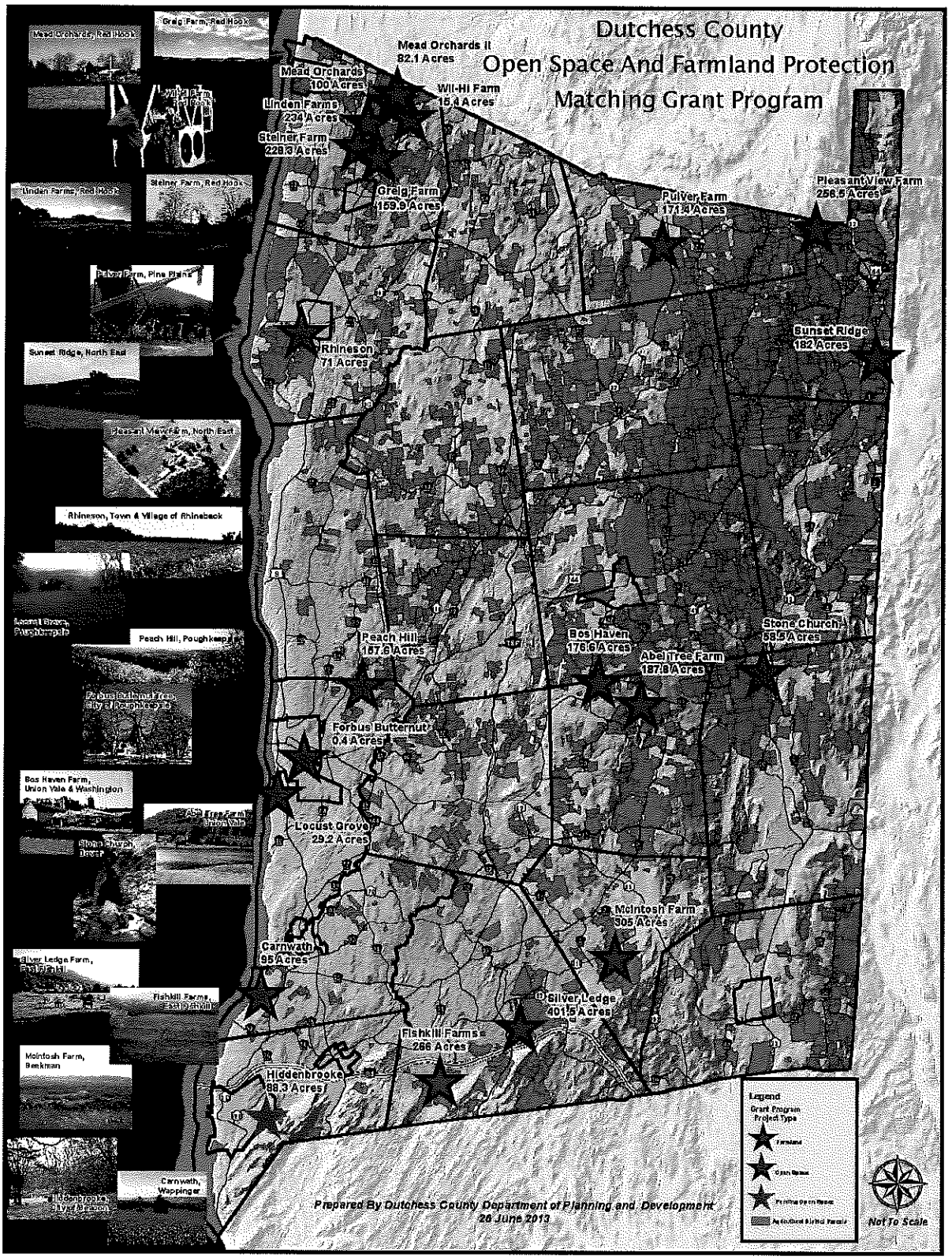
Farm Fresh Guide from the Dutchess Tourism Office is a printed and online guide to agri-tourism in the County. It highlights wineries, wine bars, distilleries, brew pubs, breweries, food themed events, farmers' markets, restaurants that feature local ingredients and products, accommodations, and specialty shops. The guide includes several farm-tour itineraries to help visitors plan their trip through Dutchess County and a map that identifies highlighted farms.

- *Provide Educational Programs For Consumers, Farmers, Realtors, And The Public*
  The 1998 Plan anticipated the increasing diversity of the agriculture industry in Dutchess County. Since that time, there has been dramatic growth in the number of smaller farm operations. Cornell Cooperative Extension Dutchess County educators have been providing information and assistance through the Cornell Small Farms Program, which includes the Northeast Beginning Farmers Project. At the same time, the USDA has instituted the Website for New Farmers to provide information about accessing land and capital, building market opportunities, and accessing the USDA's education and technical-support programs.

  Dutchess County has developed an Agricultural District Database to organize the information gathered during the 2007 Agricultural Districts Review and the annual enrolment periods since 2008. This Database provides a more detailed, accurate picture of the number and diversity of our farm operations as well as the viability of the County's agricultural economy than was previously available. Created and maintained by Cornell Cooperative Extension Dutchess County, the database has enabled CCEDC to develop individual Agricultural Profiles for each municipality—an invaluable tool to encourage local support for farm operators and agricultural businesses and for farmland protection initiatives as well. The upcoming 8-year review of the County's four Agricultural Districts will provide an opportunity to update its valuable inventory of farm-related information.

  Dutchess County government and its partner agencies have developed a robust Geographic Information System (GIS). The Department of Planning and Development regularly coordinates with the staff from Cornell Cooperative Extension Dutchess County, Dutchess County Soil and Water Conservation District, Dutchess Land Conservancy, and other partners, thus maximizing efficiency and the effectiveness of each of those participants work.





Map 1: Open Space and Farmland Protection Matching Grant Program

Section 4 - Agricultural Profile of Dutchess County

Highlights of the Agricultural Economy in Dutchess County

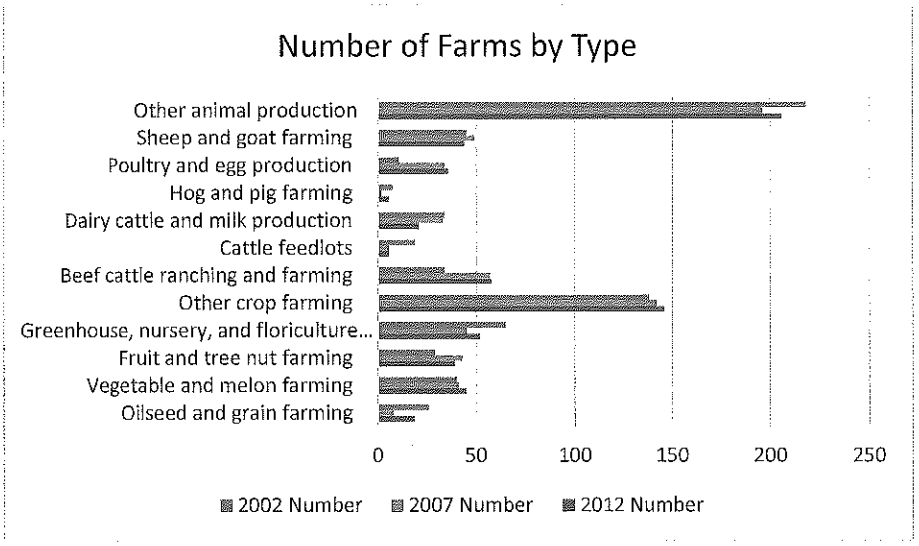
This plan has utilized several sources of economic data including the USDA Census of Agriculture, Dutchess County Cornell Cooperative Extension, Cornell University and the NE Milk Market Administrator. Data collected by Cornell Cooperative Extension Dutchess County as part of the County's 8-year Agricultural District Review and the during the County's annual Agricultural District enrollment process provides locally detailed information. The USDA Census of Agriculture offers a diversity of data that is not collected elsewhere, but is based on voluntary participation by the farmers and does not always account for all farms. Other data from the Northeast Milk Market Administrator is definitive in terms of number of dairy farms, and the milk they have produced. For a comprehensive description of the Dutchess County agricultural economy, see Appendix 2.

Farms

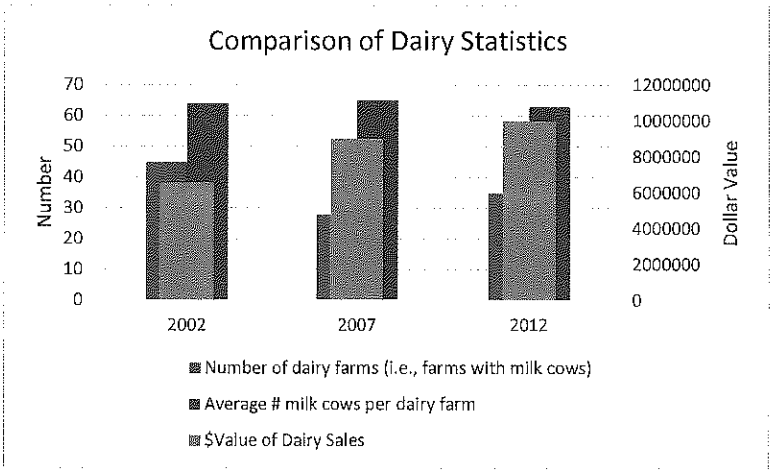
- There are more farms now (678 in 2012) than there have been in the last 40 years. After a steady decline from 635 farms in 1982 to 539 in 1997, the number of farms rose sharply to 667 in 2002 and has been slowly increasing since then.
- The amount of land in farming (112,482 acres in 2012) has been fairly stable for the last 20 years, after a steady decline from 140,368 acres in 1978 to 109,692 acres in 1992.
- Farms today are smaller in size than they have been in the past - 166 acres average size in 2012 versus 239 acres in 1974.
- 50% of farms are small where annual sales of agriculture products are less than $10,000.
- There are 18 farms, (2.7% of all farms), that have sales of $500,000 or more, and they accounted for 42 percent of all agriculture product sales in the County.

Farm Products

- There is a diverse set of crops and agricultural products raised in Dutchess County.



- Some commodities have been stable in terms of the number of farms; others have increased (crop farming, vegetable, and poultry, for example). Dairy in particular has declined in terms of farm numbers. The number of horse farms remain strong where inventory and sales is the largest by county in New York State.
- The number of dairy farms has declined from 126 in 1987 to 35 in 2012. At the same time, dairy farm incomes have increased and milk sales are a significant contribution to the farm economy with over $9 million in milk sales from 22 farms. (Note that County and Northeast Milk Market Administrator data show 22 dairy farms selling milk, while the Census of Agriculture counts 35 farms.)



Farm Operators

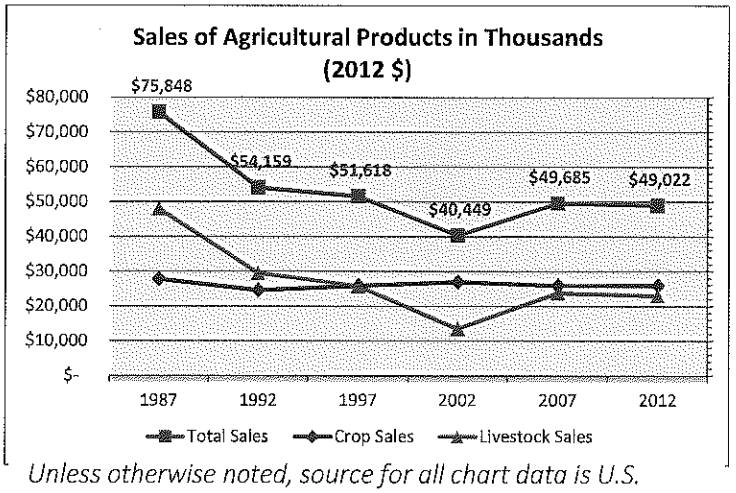
- In 2012 the average age of the 678 farm principal operators was 58.8, up substantially from prior census years, with 63% over 55 years, 24% between 45-54 years, and only 13% under 44 years.
- Employment related to farm production, farm support industries and agricultural manufacturing is about 1,300.
- 5.8% of all farmers aged under 35 years old. This is double the number of young farmers from 2007, when it was 3.2%.
- 36% of all farm operators are women.
- 46% of farms have operators who have off farm primary jobs, higher than other Hudson Valley counties.

Farm Sales and Income[2]

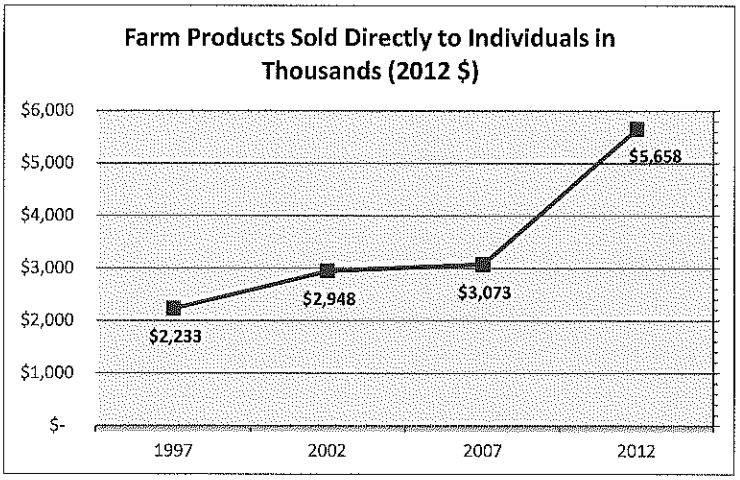
- Average sales per farm have gone from a high of $123,735 per farm in 1987 to a low of $60,643 in 2002, with an increase after that. Now average sales have stabilized since 2007 and were $72,303 in 2012.

[2] All charts showing references to income is in dollars adjusted for 2012.

- Although greatly reduced from 1987 levels, according to the Census of Agriculture sales have remained constant in the past few years and contribute over $49 million dollars to the County economy.
- Cornell University data show a slightly higher level of sales from agricultural products at $51 million. Support businesses related to agriculture and agricultural manufacturing (detailed in Appendix 2) add over $100 million in economic output related to farming in the County. With the agricultural economic multiplier applied, total agricultural economic output is estimated at over $223 million in sales and $119 million in labor.
- Farmers in Dutchess County are selling a greater proportion of their products directly to consumers, via farm stands, farmers markets and other venues.



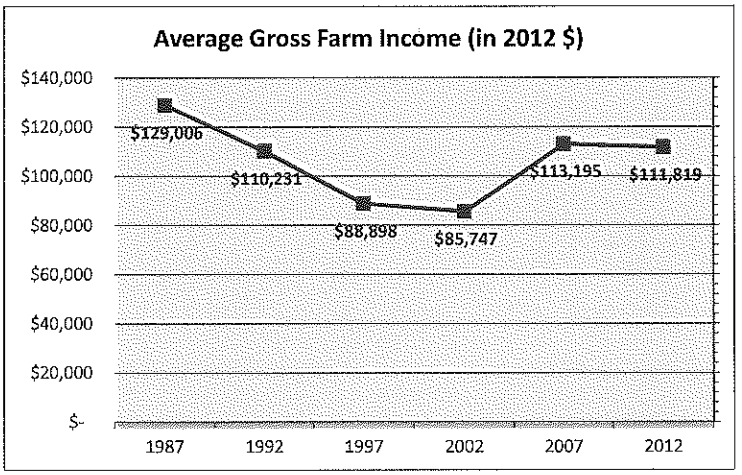
Unless otherwise noted, source for all chart data is U.S. Census of Agriculture 2012 and earlier years. Dollar figures shown are adjusted for 2012 dollars.



Farm Production Expenses

- Dutchess County farms had overall production expenses of $79.3 million.
- Hired and contract labor was the highest production expense, accounting for 28% of the total.
- The second highest production expense was feed, at 13%.
- Property taxes were sixth on the list, accounting for 8.6% of all production expenses.

Farm Income and Value



- In 2012 there were 233 farms with net average gains of $48,317 and 445 farms with net average losses of -$63,847.
- In 2012 gross income from other than product sales accounted for about 27 percent of all income, up from about 17 percent in 2007.
- Agricultural tourism and recreation services had a relatively large increase, with still only a handful of farms participating.

Farm Employment

- The 2012 Census reported 1,414 hired farm workers on 228 (48 %) of all county farms.
- 129 farms reported 326 workers working more than 150 days per year.

Taste of NY at Todd Hill is the state's first stand-alone Taste NY market. The shop, constructed by the state Department of Transportation and operated by the nonprofit CCE Dutchess County, is at the long-shuttered Todd Hill rest area, south of Route 55 on the Taconic State Parkway. The store showcases products from 15 local farms, on a rotating basis, including state-produced meat, honey and maple syrup. In addition to nonperishables, the store will sell state-made fresh produce, sauces, ice cream, sandwiches, soaps and wool blankets. Revenue from the sales will be used to grow agribusiness and agri-tourism, according to Cornell University Cooperative Extension Dutchess County officials.

Mapping and Descriptions of Farms, Farmland, and Other Resources

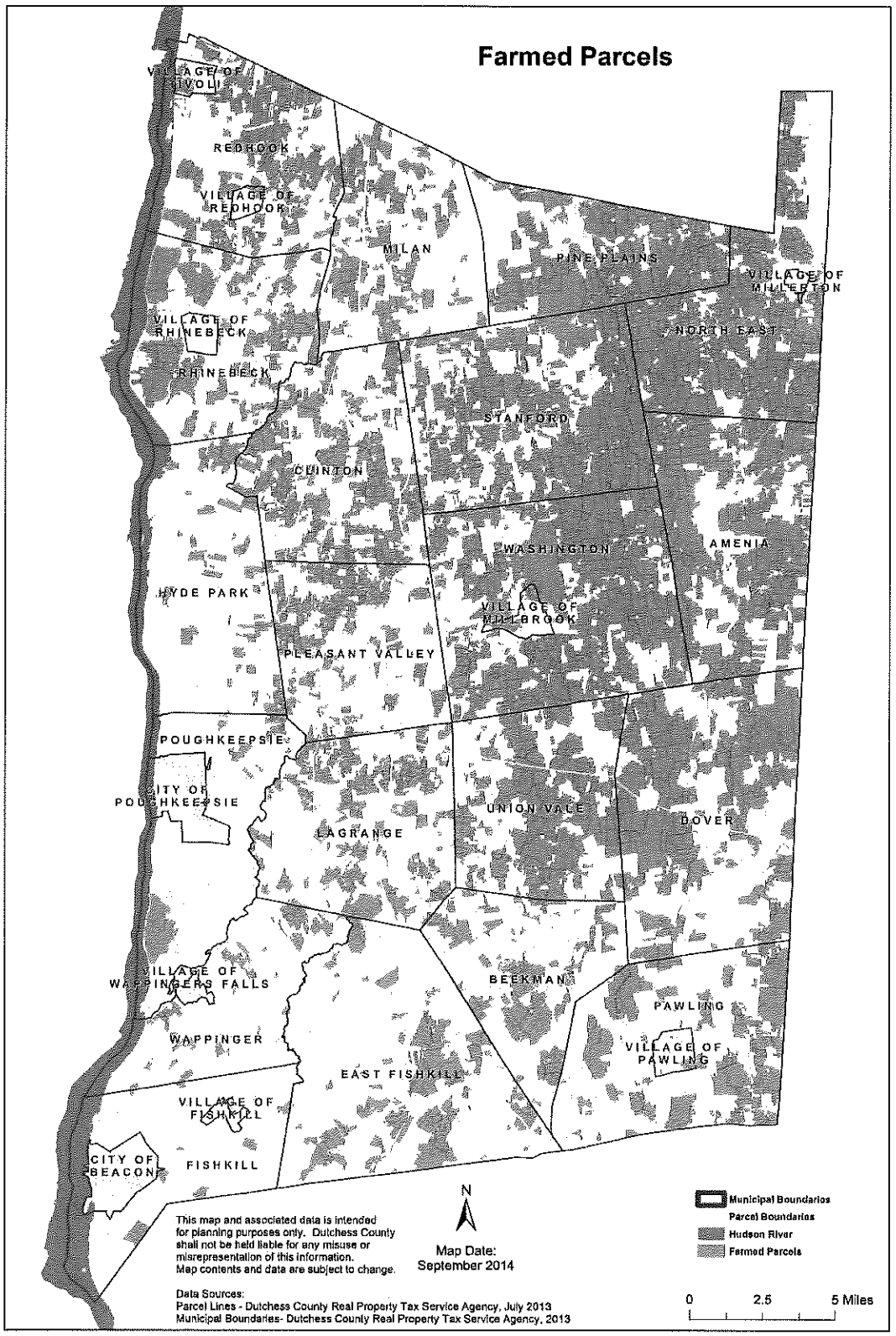
Farmed Parcels

In order to plan for agriculture at any level, we must first know the quantity, quality, and location of farmland within the area. To begin the inventory of farmland for Dutchess County, a comprehensive list of farmed parcels was developed using the County's tax parcel database and other sources. This included all parcels with a code in the 100 range (agriculture) or with a code of 241 (Residential parcels with an associated agricultural use). However, relying solely on the property class codes does not paint a complete picture of agriculture in the county.

The property class codes are used by the local assessors as a way to record what they deem the primary use of an individual parcel to be. Since much of the land used for farming in Dutchess County is not owned by a farmer, and often serves multiple uses, additional methods of identifying farmland must be used. Identifying all parcels receiving an agricultural value assessment and all parcels within one of the county's four Agricultural Districts gives a much more complete picture of farmland.

The Farmed Parcels Map (Map 2) constitutes a comprehensive inventory of farmed parcels in Dutchess County. The highest concentration of farmland in Dutchess County occurs in the Northeastern towns, including Amenia, Dover, North East, Pine Plains, Stanford, Union Vale, and Washington, which all have farmed parcels that account for more than 50% of their land area. (Note: this does not mean 50% of the town is in active agriculture, as the entire area of each farm parcel is usually not in active agricultural use.)

Other municipalities that have significant areas of agricultural use are the Towns of Beekman, Clinton, East Fishkill, La Grange, Milan, Pawling, Pleasant Valley, Rhinebeck, and Red Hook, and the Villages of Millbrook and Tivoli, all of which have farmed parcels that account for more than 18% of their land area (See Table 1). The remaining municipalities - the Towns of Fishkill, Hyde Park, Poughkeepsie, Wappinger, the Cities of Beacon and Poughkeepsie, and the Villages of Fishkill, Millerton, Red Hook, Rhinebeck, and Wappingers Falls - all have farmed parcels that make up less than 20% of their land area and all are found along the Hudson River, in the Southwestern area of the county.



Map 2 - Farmed Parcels

Table 1 - Distribution of Farmed Parcels

Town/Village	Number of Farm Parcels	Total Farm Acres	Percent of Town in Farmland	Acreage in NYS Agricultural District	Acres Receiving Agricultural Value Assessments
Amenia	285	18,494	66%	17,335	10,466
Beekman	107	5,472	28%	4,582	2,804
Clinton	326	11,322	46%	8,356	4,986
Dover	220	19,263	53%	12,491	8,642
East Fishkill	168	7,275	20%	6,740	4,148
Fishkill	19	680	3%	423	48
Hyde Park	62	3,072	12%	2,891	1,527
LaGrange	254	7,839	30%	6,769	4,443
Milan	152	7,187	31%	5,529	3,071
North East	372	19,569	70%	18,947	14,881
Pawling	162	9,572	33%	8,361	5,918
Pine Plains	229	13,096	66%	12,300	10,249
Pleasant Valley	224	6,477	31%	5,908	3,658
Poughkeepsie	39	1,683	8%	589	223
Red Hook	263	9,081	36%	8,193	7,112
Rhinebeck	187	9,067	36%	7,802	5,369
Stanford	460	21,471	67%	20,385	11,844
Union Vale	206	12,883	54%	10,149	4,579
Wappinger	65	1,800	10%	1,676	1,174
Washington	473	25,529	68%	23,429	17,352
V. Millbrook	11	376	30%	374	359
V. Red Hook	8	125	18%	125	112
V. Rhinebeck	3	4	0.5%	2	4
V. Tivoli	11	321	32%	321	56
Total	4,306	211,659	40%	183,675	123,026

Farm Soils

Successful agriculture depends on quality soils. High quality soils require less fertilizer and nutrients for growing crops. Farms with more productive soils typically have lower costs and higher production rates. Prime Farmland Soils and Soils of Statewide Importance are defined by the USDA and New York State. These are considered the most productive soils for farming. Dutchess County has a wide range of soil qualities that are distributed throughout the County (Map 3).

About 79,000 acres (15%) of soils in Dutchess County are considered prime farmland, 16,688 acres (3%) are considered prime farmland if drained, and 144,188 acres (27%) is considered farmland of statewide importance. Overall, these soil types compose 45% of Dutchess County's land area. However, much of this high quality farmland has been converted to non-farming uses in recent years, particularly in the Southwestern portions of the county. Large blocks of farmland still remain in many of the towns north and east of the City of Poughkeepsie.

Hops field at Dutchess Hops

Map 3 - Farm Soils

Agricultural Districts

The New York State Agricultural District Program exists to protect current and future farmland from nonagricultural development. This is a voluntary program to help reduce competition for limited land resources and help prevent local laws which would inhibit farming and raise farm taxes. Predominantly viable agricultural land is eligible to be included in the Agricultural District Program.

Following the comprehensive 8-year review of the County's Agricultural Districts in 2008, the NYS Department of Agriculture and Markets certified the inclusion of 178,810 acres into the County's Agricultural Districts.

In order to give agricultural landowners an opportunity to add land to an existing agricultural district between 8-year reviews, the Dutchess County Legislature has established an annual 30-day period, from April 15th through May 14th, during which a landowner may request inclusion of land into a certified Agricultural District. As required by NYS Agriculture and Markets Law, the Dutchess County Agricultural and Farmland Protection Board will conduct a comprehensive review of the County's four Agricultural Districts in 2015 on behalf of the Dutchess County Legislature. This review will provide an opportunity to update our inventory of farm resources and to provide our municipalities with valuable information about the agriculture industry in their communities.

There are four NYS Agricultural Districts in Dutchess County (see Map 4) which include 3,871 parcels.

Agricultural District 20 is located in the northwestern towns of Clinton, Hyde Park, Milan, Pleasant Valley, Red Hook, Rhinebeck, and the villages of Red Hook and Tivoli.

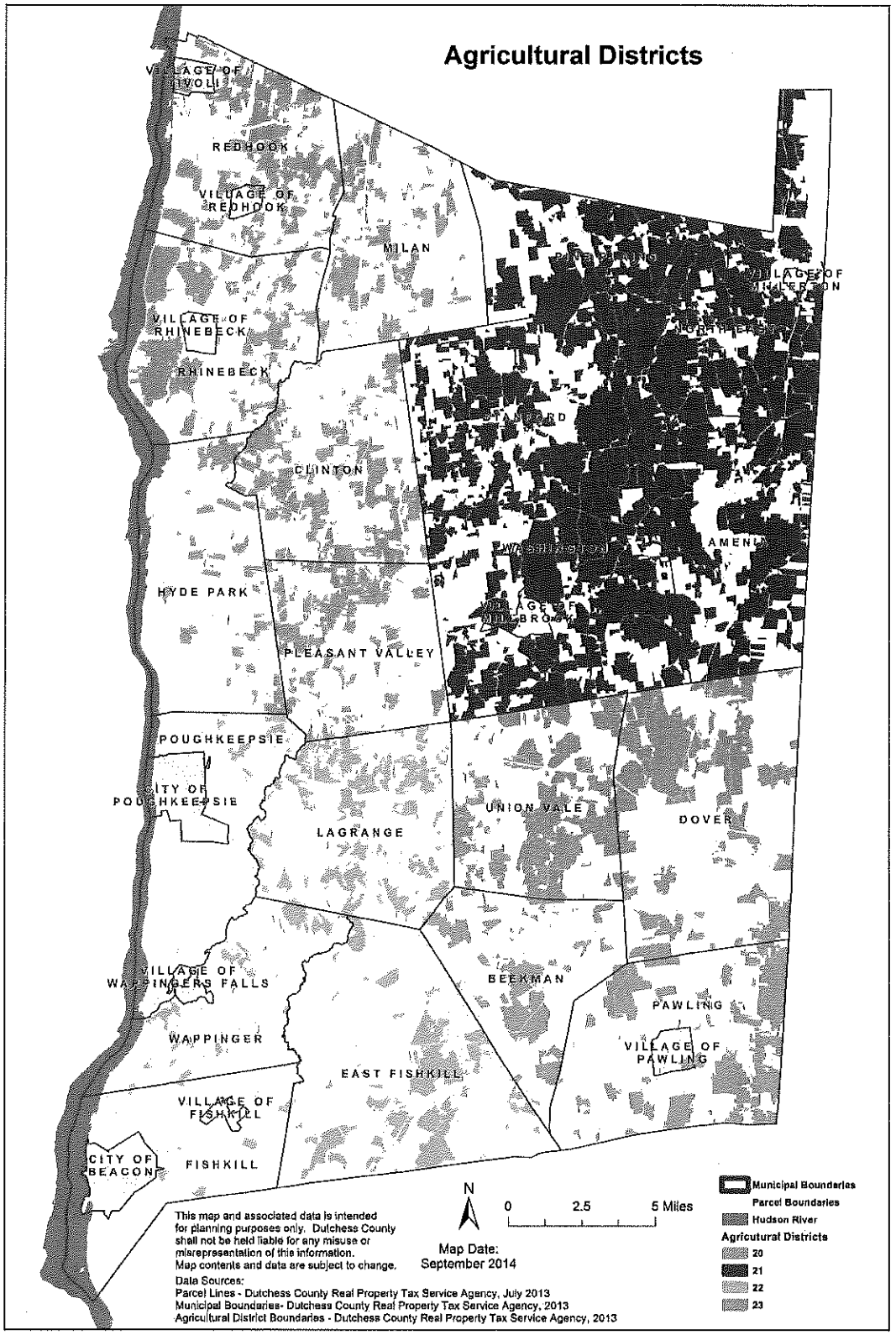
Agricultural District 21 is located in the northeastern towns of Amenia, North East, Pine Plains, Stanford, Washington, and the Villages of Millbrook and Millerton.

Agricultural District 22 is located in the southwestern towns of Fishkill, East Fishkill, LaGrange, Poughkeepsie, and Wappinger.

Agricultural District 23 is located in the Southeastern towns of Beekman, Dover, Pawling, Union Vale, and the Village of Pawling.

DUTCHESS HOPS

Dutchess Hops is the first commercial Hop Farm in the Hudson Valley. They have 4000 hills on 4 Acres and by 2015 we will be looking to expand to 15 acres. They will be practicing all organic methods on the farm. Eastern View Nursery in Lagrangeville is Home to Dutchess Hops.



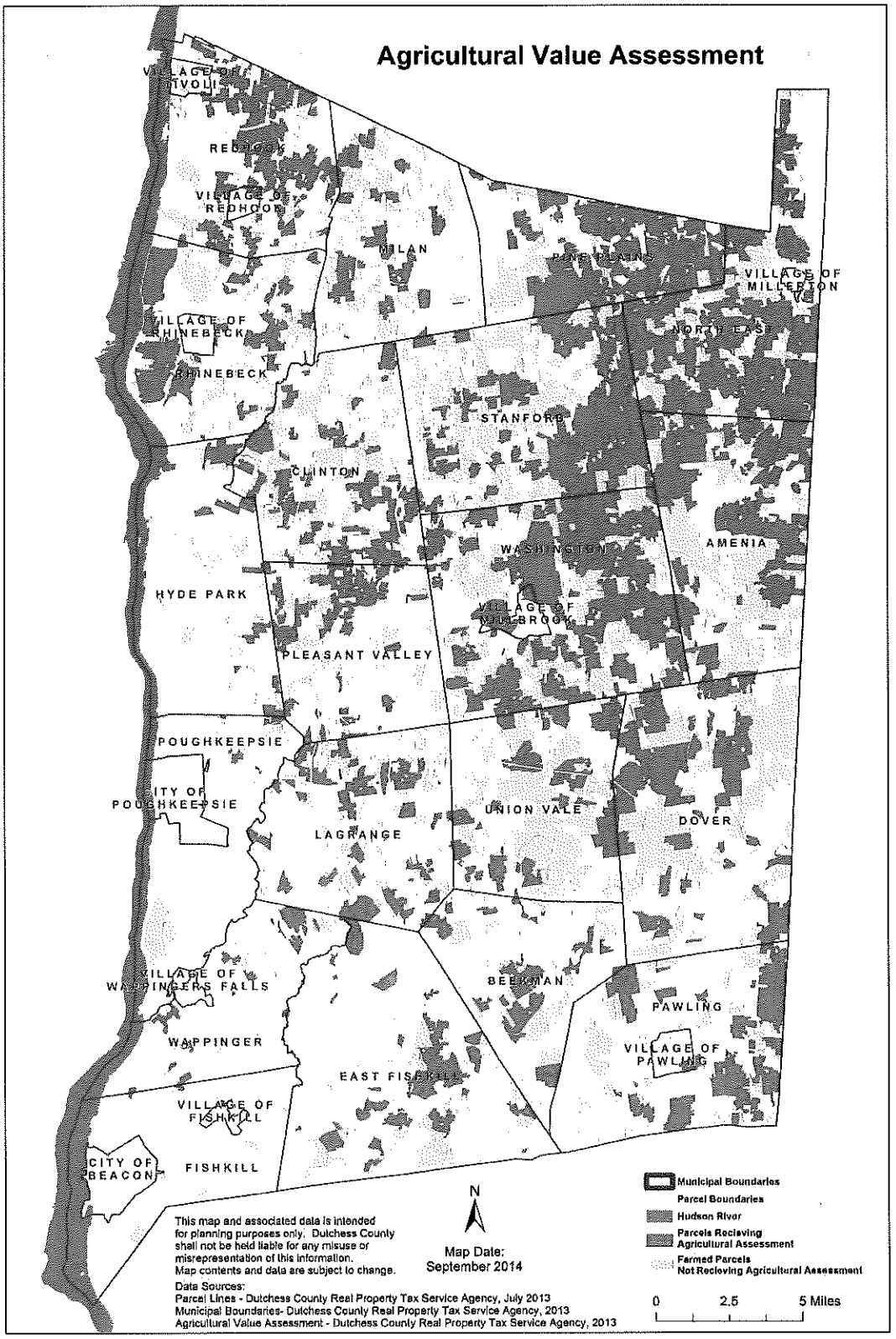
Map 4 - Agricultural Districts

Parcels Receiving Agricultural Value Assessments

Farmers and farmland owners can take advantage of reduced tax assessments through the New York Agricultural Assessment Program. Generally, farmland that receives a reduced assessment must be actively farmed and show a commitment on the part of the farmer and/or landowner to continue farming.

There are 1,940 parcels and 123,026 acres of land in Dutchess County that receive agricultural assessments. Map 5 shows the parcels of land that are included in the agricultural assessment program. It illustrates the most active concentrations of producing farms in the County. It is common to confuse enrollment in an Agricultural District and participation in the Agricultural Value Assessment Program. The Agricultural and Farmland Protection Board has developed *Differences at a Glance*, a summary that explains both programs, and is available in Appendix 9.

Not all farmland parcels receive agricultural value assessments. Map 5 also illustrates those parcels identified as farmland that do not receive agricultural value assessments. Not all farmland is eligible to participate in the Agricultural Value Assessment Program. However, it appears there may be some eligible farmlands that are not taking advantage of the lower tax rates offered through the State program.



Map 5 - Agricultural Value Assessment

Protected Farmland and Open Space

Dutchess County has a long and strong legacy of protecting valuable farmland and other open space properties. There are many land trusts and other not-for-profit organizations operating in Dutchess County that either own land or hold conservation easements on properties that serve a farmland protection or other conservation purpose. The area of protected land in Dutchess County now totals 74,820 acres, including 31,106 acres of preserved farmland, of which 5,585 acres have been acquired through a purchase of development rights (PDR) program.

PDR in Dutchess County

Since the adoption of the 1998 *Agricultural and Farmland Protection Plan*, Purchase of Development Rights has been one of the most successful strategies for farmland preservation in Dutchess County. PDR results in the permanent protection of farmland, while also providing a critical source of capital for farm operations which may be used to purchase additional land, upgrade equipment and infrastructure, reduce debt, and assist with family farm generational transfers allowing older family members the ability to retire.

PDR projects often involve funding from two or more funding sources, requiring participating organizations to leverage funds from multiple sources including private, municipal, county, state and federal programs. In 1998 there were no formal farmland protection programs in Dutchess County, nor were there any funding sources to purchase development rights on farms. Adoption of the Plan qualified Dutchess County to apply for PDR funding from the New York State Department of Agriculture and Markets' Farmland Protection Implementation Grant Program (FPIG). In 1999, Dutchess County created its Partnership for Manageable Growth (PMG) Open Space and Farmland Protection Program, which provided matching funds for PDR projects. Subsequently, the Towns of Red Hook, LaGrange, and Beekman passed bond referenda to provide municipal funding for PDR projects, and the Towns of North East and Union Vale agreed to provide matching funds to protect specific farms in their communities. Red Hook subsequently passed a second referendum creating a Community Preservation Act fund based on real estate transfer fee revenues to provide an additional funding source.

Adoption of the County's Agricultural and Farmland Protection Plan also corresponded to a great surge in private land conservation in the late 1990s which has continued to the present. At that time land conservation organizations that worked within Dutchess County such as Dutchess Land Conservancy, Oblong Land Conservancy, Scenic Hudson Land Trust, Winnakee Land Trust, and American Farmland Trust held approximately 13,000 acres under privately donated conservation easements, about 6,500 acres of which was farmed. Soon after the County's plan was adopted, the Scenic Hudson Land Trust committed to funding its own PDR program, and in 1999 established a pilot project where it successfully purchased the development rights on 1,000 acres of critical farmland in Red Hook.

From 1998 to the present, public and private programs have resulted in the permanent preservation of 5,585 acres and 40 working farms at an investment of approximately $30.5 million ($9.5 million invested by local municipalities and Dutchess County, leveraging $21 Million from Federal, State, and private sources.) This represents a major capital investment in the farm economy during this time, and a significant statement about how vital farming and farmland preservation are to Dutchess County residents.

During this same period, the total number of acres conserved by organizations holding conservation easements (donated as well as purchased) increased by over 29,000 acres to a present total of over 41,968 protected acres. Approximately 31,000 acres of this total consist of parcels that are actively farmed. While working farmers are rarely in a position to donate conservation easements, they benefit greatly from the both the opportunity to sell their development rights, as well as to lease highly productive, protected farmland for pasture, hay, corn or other crops.

After 2008, both New York State and Dutchess County temporarily suspended their funding programs. During this time, however, working with Dutchess Land Conservancy (DLC) and the Town of Red Hook as partners, Scenic Hudson initiated a new, cooperative model for completing PDR projects. Since early 2012, this partnership has resulted in the acquisition of 12 conservation easements through the USDA's Farm and Ranchland Protection Program (FRPP). DLC also worked with the Towns of LaGrange and Beekman, using approved farmland protection bond funding to preserve three key farms, and successfully closed five projects with pre-2008 approved State and County funds.

Subsequently, in 2013, following on the publication of its *Foodshed Conservation Plan for New York City and the Hudson Valley*, Scenic Hudson expanded the area of its PDR program beyond Red Hook to include a much larger area of Dutchess County. Because of New York City's heavy reliance on food grown locally in our region, an opportunity exists for new matching funding from sources

interested in protecting the metro area foodshed (See Appendix 10). In 2014, NYS resumed and expanded its FPIG program, opening the list of qualified applicants for the first time to land trusts.

The Red Hook Model

Many of the most innovative and successful farm conservation initiatives in the County have occurred in the Town of Red Hook. Early on, Red Hook's goal was to protect its working farms and agricultural heritage. In 2003, building on Scenic Hudson's original PDR initiative, residents of the Town and Village of Red Hook and the Village of Tivoli voted to approve a bond to fund farmland preservation projects, and in 2007 voted to create a permanent Community Preservation Act fund based on a real estate transfer fee. Red Hook also adopted an Agricultural Business District, as well as an Intermunicipal Centers and Greenspaces Plan that aims to concentrate future growth within the existing village centers. As a result, Red Hook has now permanently preserved 3,300 acres through PDR, over half (53 percent) of the acreage of farms receiving Agricultural Value Assessment in the entire Town.

Leasing Development Rights (LDR)

Despite the relative success of PDR programs, there is general understanding that PDR alone is not sufficient to preserve farmland in Dutchess County. For this reason, the new State FPIG Program also established a Lease of Development Rights Program (LDR) in addition to its PDR Program. Beginning in 2014, funding from the NYS Department of Agriculture and Markets now includes $2 Million budgeted for LDR as part of its Incentive Payment Projects program. The new NYS program pays 75 percent of the LDR cost, which is based on paying the landowner a percentage of the assessed value of their land (exclusively of structures). An LDR program does not require the same level of investment as a purchase development rights program; and the protection is temporary for a certain specified time period, rather than permanent. It benefits farm landowners by allowing them to lease their development rights at market price and at the same time protect the land for future farming into the foreseeable future. While the process of setting up such programs is complicated and will require research and training, there is a potential for local conservation organizations or other agencies to establish such programs locally.

Option to Purchase at Agricultural Value (OPAV)

There is also considerable interest in providing opportunities for young farmers to purchase farmland at affordable prices. Conservation easements are an extremely good tool to preserve farmland, but do not necessarily ensure that farmland remains in the hands of working farmers. For this reason, a number of organizations around the county have been researching a tool that enhances conservation easements with Affordability Covenants. These Covenants, also known in neighboring states as Options to Purchase at Agricultural Value (OPAV), establish a mechanism that enables the land trust holding an agricultural easement to require that, when the sale of an easement property is pending, the sale be to a farm operator, at a price based on farm values. Vermont Land Trust in particular has successfully employed these tools for over a decade to keep tens of thousands of acres in active farming. Additional funding sources need to be researched so that Affordability Covenants can be more regularly utilized as an effective tool.

As the economy continues to recover, development pressure will return; conversion pressure on land and real estate values will rise, and the cost to protect critical farmland will likely increase.

Protected Lands

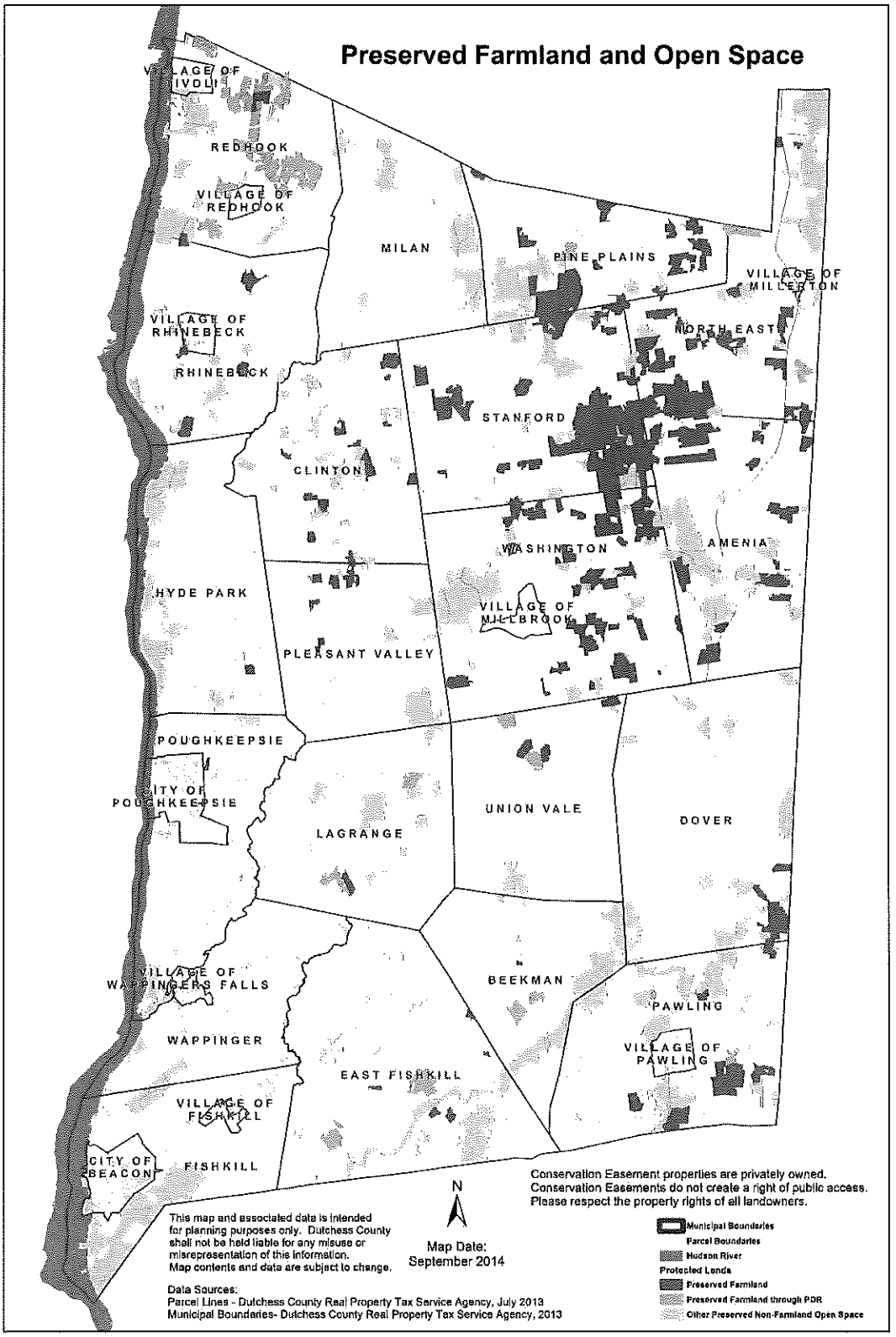
There are 74,820 acres of land preserved through PDR, conservation easement donation, and land ownership (See Table 2). 41,968 acres are preserved through easements managed by various organizations. Over 70% of easement lands are preserved farmlands (See Table 3). The map (Map 6) on the following page shows the lands in Dutchess county that are owned by a conservation organization, have a conservation easement held by a conservation organization, or are owned by a government agency and serve an open space or recreational purpose. While not all of these protected lands are used directly for farming, they can and do benefit agriculture. Preserved open spaces provide a buffer between agricultural uses and neighboring residential uses. Preserved lands can help guide growth into more appropriate areas, saving some of the natural resources that farming relies on. They protect both ground and surface water quality, and can help provide a sustainable source of forestry products.

Table 2 - Land Preserved Through Ownership, PDR, and Other Methods

Land Type	Total acres
Preserved Farmland, PDR	5,585
Preserved Farmland, Non-PDR	25,521
Other Preserved Non-Farmland	43,714
Totals	74,820

Table 3 - Farmland and Open Spaces Preserved Through Conservation Easements

Organization	Acres of Preserved Farmland	Total Acres Preserved
American Farmland Trust	1,238	1,238
Dutchess Land Conservancy	26,162	34,292
Oblong Land Conservancy	-	1,097
Scenic Hudson Land Trust	2,901	3,401
Winnakee Land Trust	805	1,940
Totals	31,106	41,968



Map 6 - Preserved Farmland and Open Space

Ronnybrook Farm is a grass-fed local farm selling quality dairy products in the New York and Tri-State area. Their products can be found at natural stores and gourmet shops, and participate in the New York City Greenmarket. They offer kosher creamline milk, drinkable yogurt, yogurt, ice cream, butter, and crème fraiche.

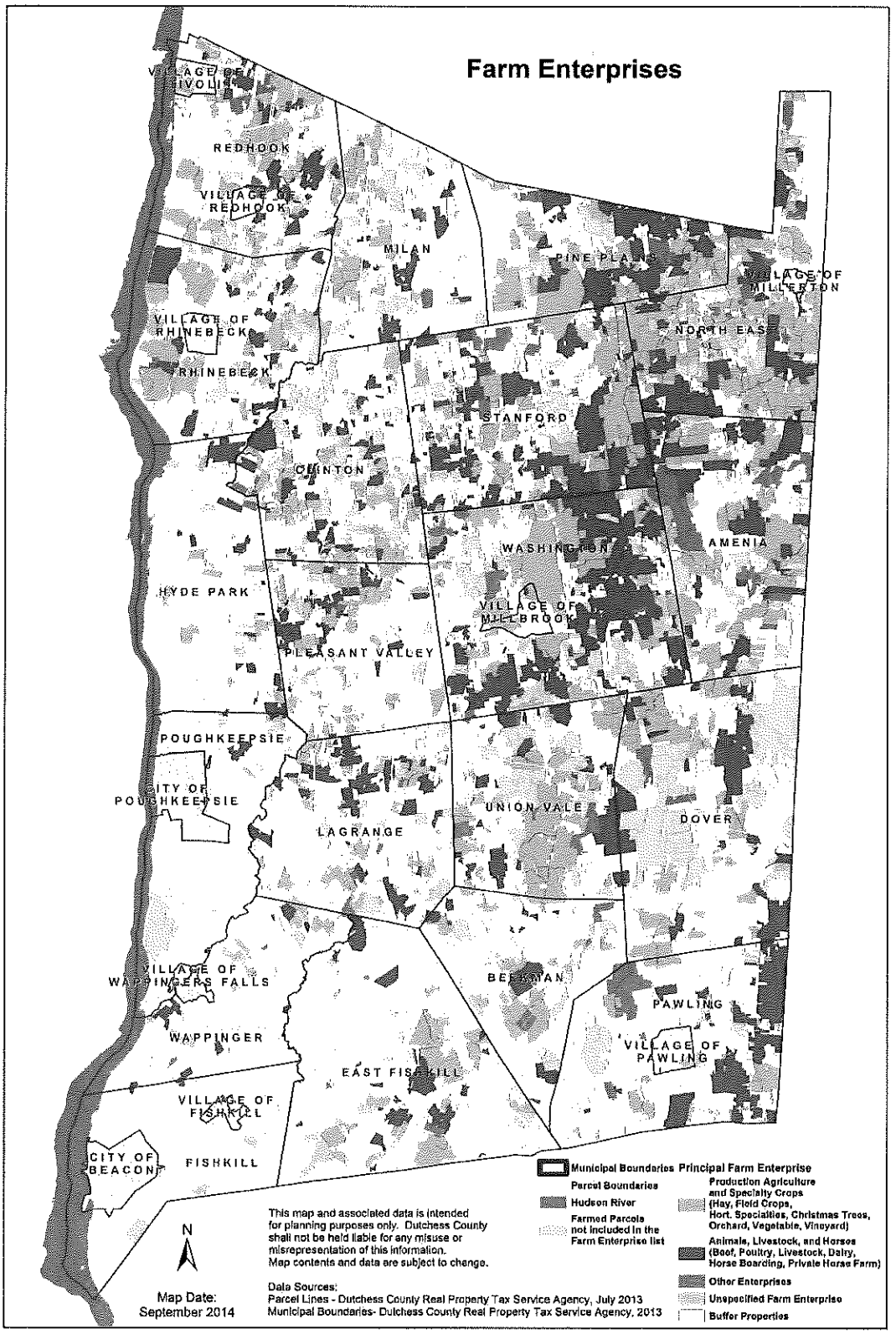
Farm Enterprises

Cornell Cooperative Extension, has developed a mapable inventory of "Farm Units" as an aid to the Dutchess County AFPB and SWCD. These are groups of parcels of land that are owned or rented for agricultural purposes by a single farm operation.

This database contains a wealth of information including the name of the farm operation using the land, the land owner, the principle enterprise of the farm. It was developed in 2009, and is updated on a regular basis. It is used in this plan to identify the Core Agricultural Areas described in the Farmland Priorities exercise, and was one of the most heavily weighted criteria used to map the County's priority farmland protection areas.

The farm unit database will be updated during the eight-year review of the Dutchess County Agricultural Districts Program, which will be conducted in 2015. As part of the enrollment process, landowners will be asked to provide current production and economic information about their farm operations. The farm-specific information compiled in the County database is more accurate and timely than the more general information found in the USDA Census of Agriculture. However, since this is a relatively new program, the data has not yet been acquired over a long enough period to be useful for historic comparisons. For this reason, most of the charts and graphs created for this Plan rely on information gleaned from the 2012 USDA Census of Agriculture.

This farm unit database also provides the basis for the County-wide Farm Enterprises Map (Map 7) and the Amenia Community Profile of Agriculture and Farms that follow. The Amenia Profile is an example of similar summaries that will be available to all Dutchess municipalities, providing detailed information about the farm enterprises in each community. The profiles can be regularly updated as agricultural district enrollment and farm unit information change over time.



Map 7 - Farm Enterprises

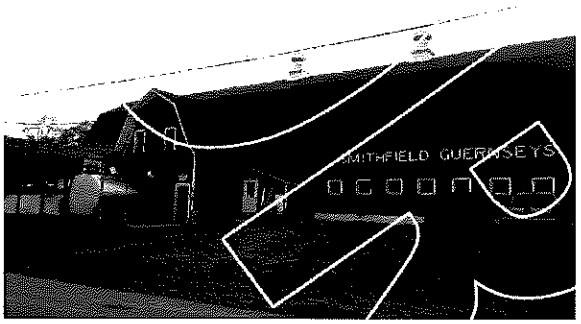
Community Profile: Agriculture and Farms - 2014

Amenia, New York

Cornell University
Cooperative Extension
Dutchess County

Dutchess County Agriculture

Dutchess County agriculture comprises over 170,000 of the county's 512,000 total acres (30%). Our farms produce a total of $44.8 million in goods and are a large part of the county's $438 million. Agriculture is also the county's third largest employer; its diversity and impact on the local economy is substantial.



Coon Brothers Farm. Photo credit Sean Carroll

Agriculture in Amenia

The Town of Amenia, in Agricultural District 21 (Figure 1) saw an increase in population between 2000 and 2010. The extension of the Metro-North Harlem Valley Line to Wassaic may be one of several factors influencing this growth. The Town's recent focus on developing the hamlet center and its participation in intermunicipal studies of local aquifers and the entire Route 22 corridor, have highlighted the importance of protecting the Town's outlying farmland and scenic viewsheds. The Town's Master Plan notes that there has been a shift from traditional farm uses (dairy, hay, and field crops) toward an increase in the number of horse farms and vineyards, contributing to Dutchess County's number 1 status in NYS for the value of our equine population.

The Town of Amenia adopted a Comprehensive Plan Update and revised Zoning Ordinance in 2007. The Plan notes the dramatic increase since 1991 in lands protected by conservation easements from 522 acres to 3,553 acres. Properties under easement include many of the equine operations that have proliferated over the last fifteen years. The viability of Amenia's large-scale farm operations, including its dairy farms, is essential to long-term protection of the Town's working landscape.

A Closer Look

Communities in Dutchess County contain a diverse range of farm enterprises, from dairy and livestock to specialty crops, horses, and vineyards. Many of the farms produce a variety of goods as well. For example, some dairy farms also produce hay or grains. However, if the majority of the farm's income is generated from dairy, dairy is considered the enterprise. Farm enterprise types were developed from documentation provided by the New York State Department of Agriculture and Markets; they were then aggregated into larger categories for simplification.

Table 1. Farms and Acreage in Amenia

Number of Farms	154
Average Size of Farm	166 acres
Land in Farms	18,115 acres
Total Land in Amenia	27,904 acres
Percentage of Town in Farms	65%

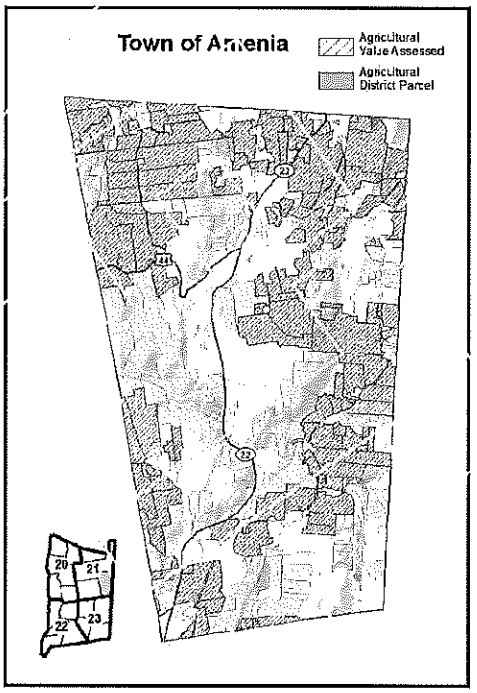


Figure 1. Map of Town of Amenia in Agricultural District 21

Figure 2 illustrates the relative distribution of farm enterprises in the town of Amenia. The largest segment (by acreage) is *Production Agriculture*, with 42 farm operations on 7,194 acres of farm property. Farm property includes all the property tax parcels owned and/or operated on by a farm operation. Actual cropped or pasture area may be less than the area of the entire farm property. *Dairy* is a particularly agricultural segment in Amenia, with 9 farms on 3,275 acres.

Other farm enterprises (see legend) was the next highest category by area, with 5 farm operations on 2,110 acres. *Buffer* properties followed with 39 on 1,950 acres. Buffer properties are often smaller sized, single parcels as opposed to the groups of parcels on which farms may spread. Buffer properties border larger farm property parcels, and therefore can be present in fairly high numbers, as in Amenia.

Beef and Livestock and *Specialty Crops* followed at 1,950 acres (39 farms) and 351 acres (9 farms), respectively.

Most farms in Dutchess County are small farms, grossing less than $10,000 in annual sales. These farms typically make fewer capital investments. Amenia is not an exception. There are twice as many farms with annual gross sales or capital investments under $10,000 than those with more (Figure 3).

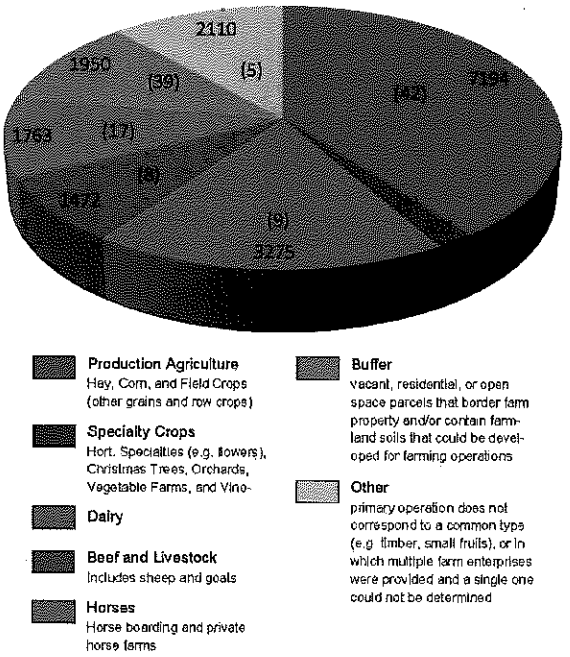


Figure 2. Acreage Distribution and Number of Farms by Enterprise Category

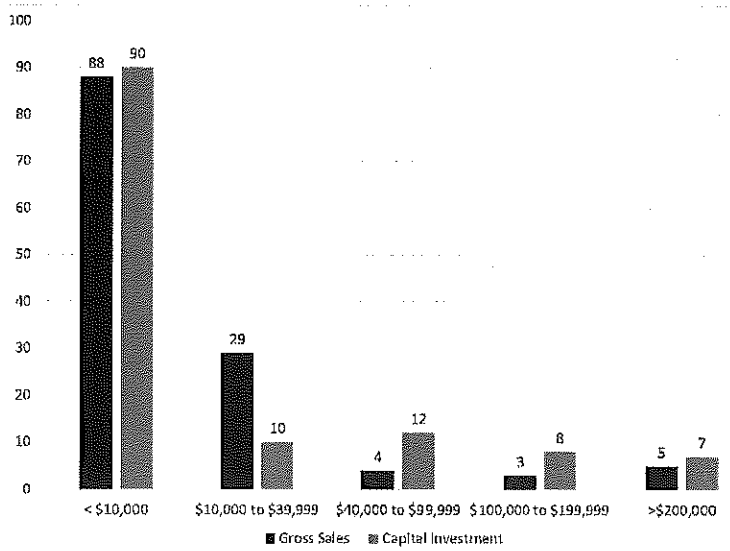


Figure 3. Number of Farms by Gross Sales and Capital Investment

The high number of farms in Amenia with less than $10,000 in annual sales and capital investment is somewhat skewed by agricultural "buffer" properties, which are typically not in agricultural production and don't generate sales nor require capital investment.

Cumulatively small farms generate significant dollars that are then spent on investments (equipment, vet fees, etc.) that fuel the local economy. Larger farm operations, although fewer in number, generate higher gross sales and capital investment. A considerable number of Amenia's farms (29) gross between $10,000 and $40,000, and 8 farms gross $100,000 or more (Figure 3). In addition, there were 12 farms in Amenia that spent between $40,000 and $100,000 in capital investments.

Sources:

Agricultural District Recertification Process 2007 for 2008 Recertification. Cornell Cooperative Extension Dutchess County. November 19, 2007.

Census and Demographics. Dutchess County Department of Planning and Development. Retrieved from http://co.dutchess.ny.us/countygov/departments/planning/plcensus.htm, September 2014.

CCEDC provides equal program and employment opportunities. The programs provided by this agency are partially funded by monies received from the County of Dutchess.

Elements of the Food Supply System

When discussing the role of agriculture in the local economy, it's important to be cognizant all of the elements that make up the food supply system. The food supply system, sometimes called the food supply chain, includes all of the processes and infrastructure involved in feeding a population. (The system also includes non-food agricultural products such as fiber and wood. The elements of the food system include:

- Land and structures needed for growing (soil, greenhouses, hoop houses, trellises)
- Supplies for planting (seeds, plants, fertilizers, herbicides, pesticides)
- Equipment for harvesting
- Labor for both planting and harvesting
- Processing, on-farm, or by a non-farm processing plant (cleaning, sorting, packaging, slaughtering, cooking, brewing, distilling)
- Transporting, either to a processor or directly to the consumer after on-farm processing
- Marketing and sales
- Consumption by the end user of the product
- Disposal or recycling of waste

Each of these elements, or 'steps' in the system are tied not only to the elements before and after, but to additional inputs and outputs outside of the chain. Farmers usually require outside assistance from an accountant knowledgeable about the unique requirements of a farm operation. The equipment farmers rely on is becoming more complex and automated, often requiring additional technical assistance and training.

FARM to TABLE
CO-PACKERS

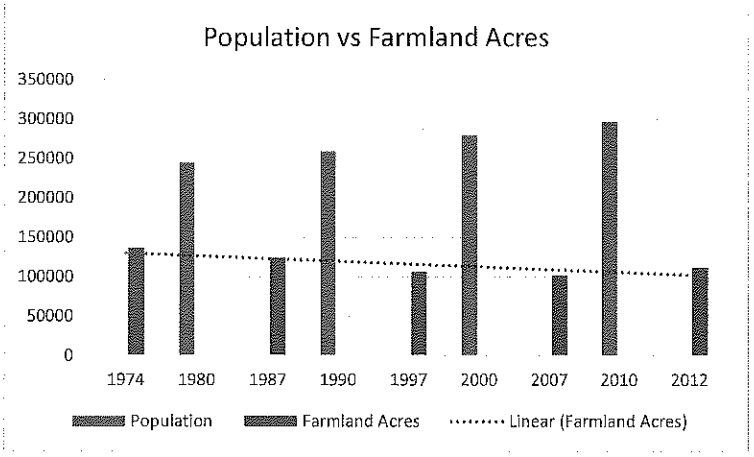
Farm to Table Co-packers is a full service contract packaging facility located in the heart of the Hudson Valley in Kingston. They work with farms to help them create value-added products from their produce and to connect food business with local farms. Farm to Table produces everything from jarred pickles, frozen IQF vegetables and fruit, meat products, pies, soups and sauces. They provide the equipment from mixers to auto fillers and capping machines to labelers and work with several Dutchess County farms. They are FDA and USDA Inspected.

In recent years, many farmers have been expanding their reach along the food supply chain. The reason for doing this is essentially an attempt to 'cut out the middle man', and allow the farmer to recoup some of the profits that previously went to those middlemen. The growth of farmers' markets, Community Supported Agriculture (CSAs), and on-farm value-added products are all examples of farm operations extending this reach. As farmers expand their operations along the food supply chain, they become more reliant on outside support services, such as marketing and food safety experts. They also become more integrated with the local economy and the social network of local consumers.

As some farmers attempt to maintain or improve their profitability by expanding their reach along the local food chain, others are expanding into regional and even global food networks. Essentially, these farm operations are maintaining profitability by growing in size, capitalizing on economies of scale. Larger farms are better able to maximize the productivity of employees, and more efficiently use equipment. Supplies and transportation costs can be negotiated at lower prices. It takes less effort to negotiate a single bulk sale to a large processor than it does to market and sell a smaller amount of product to hundreds of consumers.

Farmland Conversion Pressure

An increasing population can have a direct impact on farms. More people mean more homes and commercial development that can infringe on farmland. In the 1960s and 1970s, there was 28% population growth each decade (47,594 people). Since 1980, the rate has slowed and has remained between 6% and 10% per decade. Between 2000 and 2010, the County's population grew by over 17,000 people. Estimates[3] show that growth will slow to about 4% by 2020 and 1.8% between 2030 and 2040. Over time, as the population has increased, the amount of farmland has decreased county-wide from about 136,000 acres in 1974 to 113,000 in 2012 – a loss of 23,000 acres.



Population growth is not uniform throughout the County however. Southern Dutchess County has seen the most development. Between 2000 and 2010, East Fishkill, Fishkill, and Pawling grew the most in population and had double the county rate of growth (13.4%, 14.8% and 12.5% respectively). Moderate growth towns included Amenia and Red Hook (8% and 10% respectively).

[3] Cornell Program on Applied Demographics

Beekman, Clinton, Pleasant Valley, Union Vale, and Wappinger all had small to moderate growth rates between 6.7% and 7.9% during that time. Some of the towns with the most farm activity either lost population in the past decade or grew very slowly. These included Rhinebeck (2.8% loss), Pine Plains (3.7% loss), Milan (0.6% gain), and North East (1% gain).

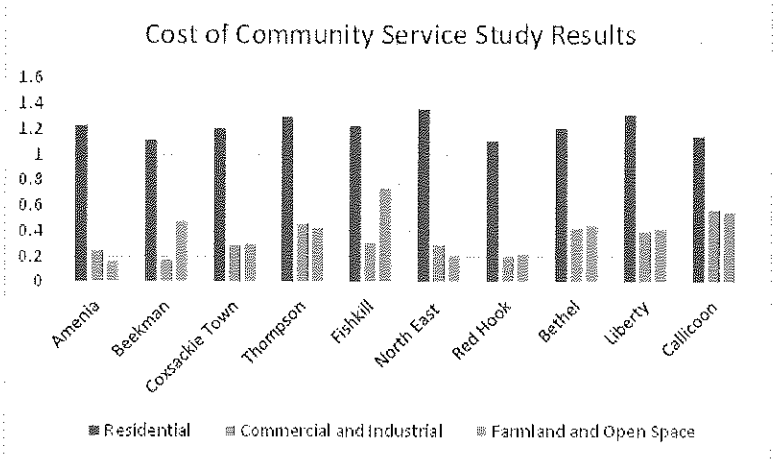
Looking at population growth does not convey the whole farmland conversion pressure picture however. Some communities experience development and conversion of farmland even without population growth. In Rhinebeck, Pine Plains, and Washington, for example, population decreased, but the number of new homes built increased. In fact, in all the towns where farming is still the predominant activity, the number of new homes built between 2000 and 2012 increased (see Table 4). This is another indicator of development pressure.

Table 4 – Growth Rates of Dutchess County Towns with Significant Concentrations of Farm Activity

2000 Population		Percent Population Increase 2000 to 2010	Number of Building Permits 2000 to 2012
Amenia	4,048	9.58%	96
North East	3,002	1%	103
Pine Plains	2,569	-3.7%	111
Red Hook	10,408	8.8%	236
Rhinebeck	7,762	-2.8%	370
Stanford	3,544	7.9%	159
Union Vale	4,546	7.3%	233
Washington	4,742	-0.02%	90

In Dutchess County, a combination of development pressure, land prices, cost of farming, and a suburbanizing population is transitioning many farms away from large, traditional farms, to smaller farms with direct sales. This is evidenced in the increase in the number of farms, decreased average size of farms, and loss of farmland overall.

The consequence of farmland conversion not only means a loss of farm production, open space, and loss of agricultural jobs; it also negatively affects County and town fiscal conditions. In general, most residential housing does not generate as much net revenue for a jurisdiction as it costs more to provide public services to it. Commercial development and farmland usually subsidize residential development to varying degrees. This makes farmland, even with a preferential tax assessment, a net fiscal positive and in many cases a preferred land use. "Cost of Community Services" studies commissioned by the American Farmland Trust and others and conducted throughout the Hudson Valley have found this to be the case.



These studies consistently show the differences in the actual cost of providing public services for residential, commercial/industrial, and farmland or open space land uses. For example, in Amenia, for every $1 collected in taxes it costs the Town $1.23 to provide municipal services to residential uses, but only 17 cents for farmland.

Agricultural Priority Areas

Agricultural businesses are inextricably linked to the quality, location, and condition of the land. While profitable farms are the best way to preserve farmland, other tools are needed long-term to address protection of farmland. Further, the New York State Department of Agriculture and Markets Circular 1500 sets an expectation that agriculture and farmland protection plans evaluate and discuss farmlands that should be preserved. For these reasons, Dutchess County has developed a process to identify important farmlands.

This section summarizes this process, and ends with a map (Map 8) depicting the county's priority agricultural areas using current data. A full technical description of the process can be found in Appendix 6.

To identify priority agricultural areas in Dutchess County, the following steps were taken:

Step 1: Identify Current farmland

Step 2: Define factors affecting farmland viability

The most important criteria defining agricultural viability are:

- The overall size (acreage) and amount of prime and statewide-significant soils present in an area; and
- The long-term viability, as measured by its existing agricultural designation (Agricultural Value Assessment, Agricultural District, or Forest Value Assessment), proximity to a core area of agricultural land, and the gross profit from and investment in the farm operation.
- These criteria were given the most weight in the analysis, and therefore parcels containing these elements received the highest scores in the analysis.

Other criteria were also included in the analysis as follows:

- Contribution of Soils to Agricultural Economy
- Consequences of Conversion
- Conversion Pressure
- Open Space Value
- Long Term Viability

Step 3: Rank and weight the viability factors

Each of the above criteria were weighted as to its relative importance to the farm economy.

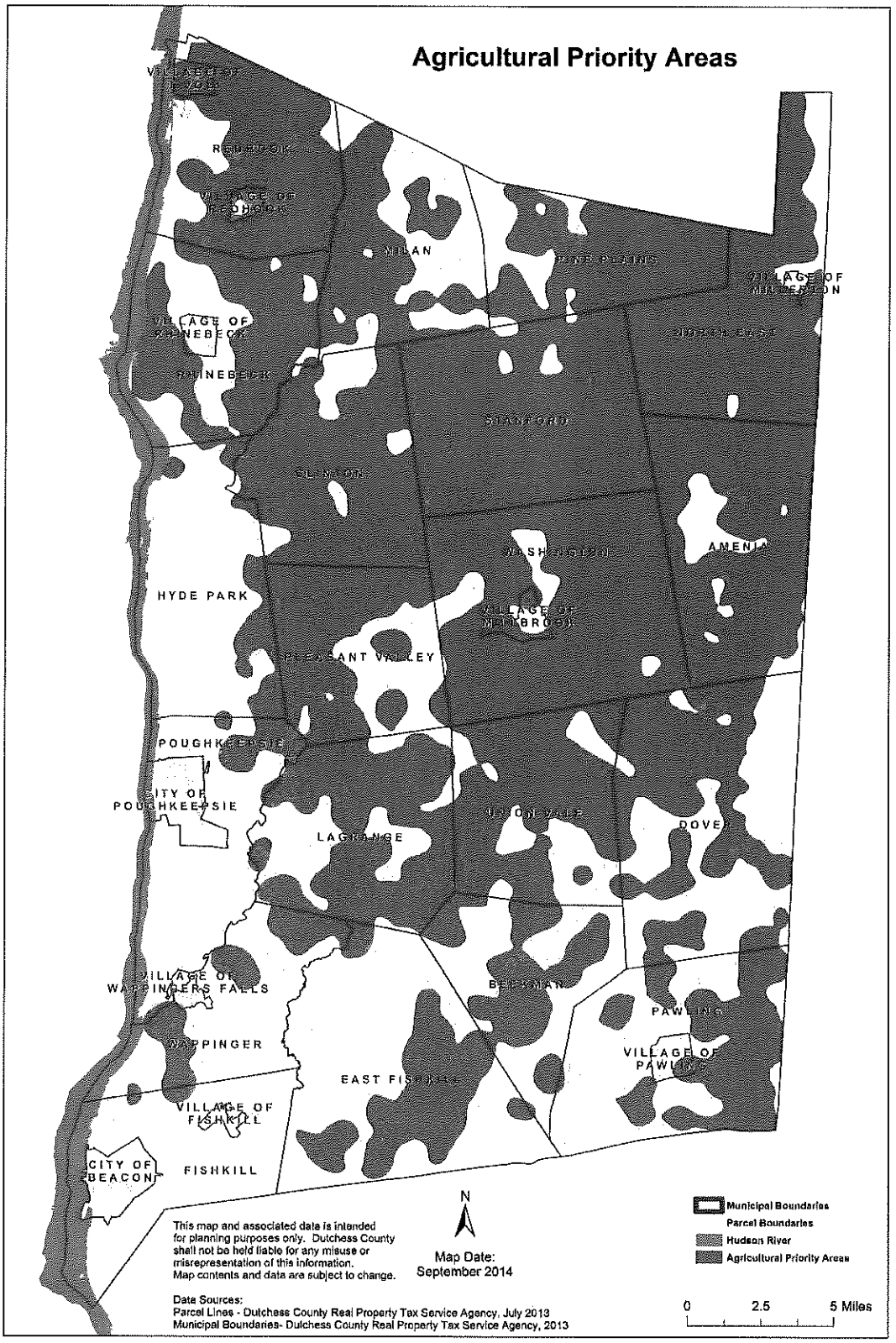
Step 4: Apply the measurements to the identified farmland

These scores were then added together for each farm parcel, and ranked. This score represents the agricultural economic viability of each farm parcel, and is used to produce the final Agricultural Priority Areas Map.

Step 5: Delineate and map the agricultural priority areas

The final step was to delineate the Agricultural Priority Areas based on the viability scores. The Priority Agricultural Area boundary was determined by selecting only those areas that received the highest 70% of scores. A full description of the mathematical formula used to apply the scores and map them is included in Appendix 6.

The Priority Agricultural Areas Map should not be interpreted to mean other areas not included do not have viable farmland. Due to the dynamic nature of some of the data used to produce this map, it will change over time. Farmed parcels can be added to the agricultural districts during the annual enrollment period, and the 8 year review. This map should be updated as new information becomes available.



Map 8 - Agricultural Priority Areas

Section 5 – Existing Plans, Programs and Initiatives

Planning for agriculture and farmland protection is not new to Dutchess County or the Mid-Hudson Valley region. Numerous plans, studies, and initiatives have been developed over the past two decades that directly or indirectly address agriculture. Agencies and organizations including, but not limited to the Dutchess County Department of Planning and Development, Cornell Cooperative Extension Dutchess County, the Dutchess County Soil and Water Conservation District, Dutchess Land Conservancy and other conservancies including the Scenic Hudson Land Trust and the Winnakee Land Trust, the Dutchess County Agricultural and Farmland Protection Board, and the Hudson Valley Agribusiness Development Corporation are all involved in the business of helping ensure our farms are profitable and sustainable. Through these efforts, a great deal of data has been collected to characterize agriculture's issues, needs, and strategies. This Plan attempts to update, integrate and build on those past and current efforts.

Appendix 11 contains an inventory of programs and resources that can and should be used in concert with this Plan. The intent is not to reproduce that information but refer the interested reader to those resources. However, it is important to identify the most relevant plans and studies that have been developed in the County and region. The following is a brief highlight of past and current efforts that address agriculture.

County-Level Plans Relating to Agriculture

1998 *Dutchess County Agricultural and Farmland Protection Plan* - identified five major areas needing attention to protect agriculture in the County. These were related to taxation policies, resource protection, local farmland protection strategies, marketing, and education. There are many similarities between the 1998 Plan and this current effort. The 1998 Plan called for establishment of an agricultural economic development position, property tax reforms, land conservation methods, agribusiness development, local municipal planning strategies and public education.

Agricultural-related plans and studies reviewed for this Plan were:

- Agricultural Assessment Program and Agricultural Districts Program: What are the Differences? (2010)
- Dutchess County Agricultural and Farmland Protection Plan (1998)
- Dutchess County Natural Resource Inventory (NRI) (2010)
- Dutchess County Profile, Cornell University Program on Applied Demographics (2013)
- Greenway Connections - Centers and Greenspaces Guide (2013)
- Greenway Connections, Greenway Compact Program and Guides for Dutchess County Communities (2000)

Regional Snapshot

Dutchess County is part of a region where much work has been done to study and promote agriculture. The past decade has brought a keen interest in farming, farmland protection, buy local, and local economies projects throughout the Hudson Valley. There are many agencies and organizations[4] working to that end and some have produced extensive, up-to-date and data-driven reports or studies.

Many of these organizations have long-standing programs and plans in place with a mission to improve and promote agriculture in the Valley. Important data, analysis and conclusions can be found within these other documents and this information should not be overlooked as the County works to implement its agricultural programs. Dutchess County is an active partner in this strong and diverse regional agricultural industry. The County recognizes the regional nature of both the agricultural economy and the programs needed to further support it. As such, a description of regional agricultural characteristics, issues and programs is included to strengthen mutual support and future sharing of services and programs that benefit farms across county boundaries.

This Plan references and incorporates many of the conclusions and recommendations of the following efforts:

- A Foodshed Conservation Plan for the Region, Scenic Hudson (2013)
- Agriculture-Based Economic Development in NYS: Trends and Prospects, Cornell University (2012)
- Agricultural Economic Development for the Hudson Valley – Technical Report and Recommendations, American Farmland Trust (2004)
- Agriculture Supporting Community in the Mid-Hudson Region, Discussion Brief #5, CRREO (2011)
- CEDS for the Hudson Valley Economic Development District, Hudson Valley Regional Council (2013)
- Cleaner, Greener, Communities Program - Mid-Hudson Regional Sustainability Plan (2013)
- Cultivating the Next Generation, American Farmland Trust (2014)
- FoodWorks: A Vision to Improve NYC's Food System, NYC City Council (2010)
- From Farm to Factory: Linking New York State Producers and New York City Food Processors, NYS Department of Agriculture & Markets (2011)
- Hudson Valley Food Hubs Initiative, Hudson Valley Patterns for Progress/ Local Economies Project (2013)
- Mid-Hudson Regional Economic Development Council: Strategic Plan (2014)
- Picking Up the Pace: A Road Map for Accelerating Farmland Protection in New York, American Farmland Trust (2007)
- Planning for Agriculture in NY: A Toolkit for Towns & Counties, American Farmland Trust (2011)
- Scaling Up: Strategies for Expanding Sales of Local Food to Public and Private Institutions in NY, American Farmland Trust (2012)
- The State of Agriculture in the Hudson Valley, Glynwood Center (2010)
- Understanding Food Systems: Identifying Business Opportunities for Hudson Valley Farmers and Food Entrepreneurs, Hudson Valley Agribusiness Development Corporation (2011)

A multi-county comparison is especially important considering that some priority projects are best suited for multi-county implementation. Organizations such as Cornell Cooperative Extension,

[4] See Appendix 11 for an inventory of these organizations.

Hudson Valley Agribusiness Development Corporation, the Glynwood Center and others already are supported by multiple counties, and offer programs across county borders. Further, Dutchess County has strong partnerships with the Columbia Land Conservancy with the FarmLink program.

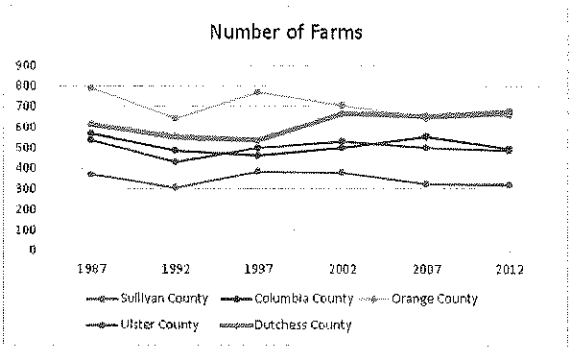
To offer a glimpse into the regional conditions, data from Columbia, Orange, Ulster, Sullivan and Dutchess counties is compared. The following outlines the state of agriculture in these five counties to provide a regional perspective. Appendix 2 details additional USDA Agricultural Census data for the past few decades for these counties.

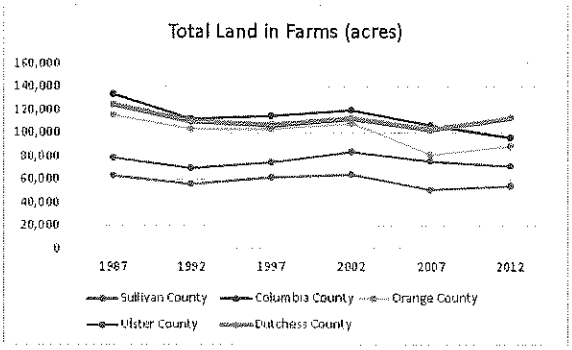
Highlights of the agricultural economy in the five counties include:

- In 2012 there were 2,637 farms in the five-county region. About 420,971 acres were farmed, and although that is down from the 1987 level of 514,365 acres, (a decrease of 93,394 acres), it is nearly a 5,400 acre increase since 2007.
- The rate of decline in the number of farms regionally has slowed since 2007.
- The total sales (in 2012 dollars) was $299.2 million. Taking into account the multiplier effect agriculture has (1.61 statewide), $299.2 million in sales increases to about $481.7 million ($299.2 million is the direct effect of agricultural production; $182.5 million would be the indirect and induced effects combined).
- There has been a large and steady increase in the dollar value of agricultural products sold directly to consumers.
- There has been a large and steady increase in crop sales, dominated by greenhouse and nursery crops.
- The number of dairy farms and amount of dairy and livestock sales continue to decrease across the region.

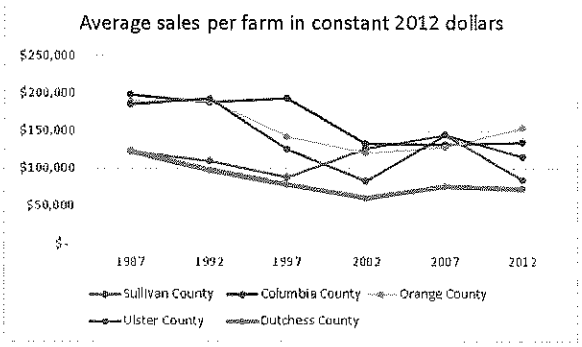
How Dutchess County Compares

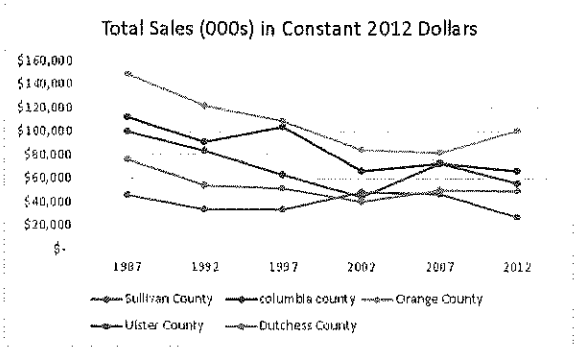
A comparison of Dutchess County with its Mid-Hudson neighbors offers further insight into agricultural conditions. This comparison also uses USDA Census of Agriculture numbers. It is recognized that this Census does not always include all farms or provide absolute data because farmers voluntarily participate. However, it is often the only source for some county-wide data.





Dutchess County in particular is at the top in terms of number of farms and farm acreage compared to the others. However, the County's total sales and average sales per farm is in the middle to low range of the five, and half as much as Orange County. The average sales per farm in Dutchess County is lower than the other four counties, and this most likely reflects a larger number of small farms.





Dutchess is #2 in direct sales and saw a 262% increase in such sales between 1997 and 2012 with $5.6 million. There was about $23 million in livestock sales and that ranks # 3 of the five counties. The 35 dairy farms average 63 cows per farm which ranks #3 in the five counties, but that is much smaller than the average New York State farm (113 cows/farm).

The increase in direct sales, vegetable and nursery crops coupled with the loss of livestock and dairy farming is consistent with what the American Farmland Trust calls "farming on the edge".[5] As urban and suburban growth extends out into traditional farmland areas, agriculture in those locations changes from large and animal-oriented dairy and livestock farms, to smaller farms concentrating on crops conducive to sale directly to urban markets. This pattern is seen throughout the mid-Hudson valley.

The issues facing farms and farmers identified in Dutchess County are very similar to those found elsewhere in both the mid-Hudson Valley and throughout New York State. Numerous studies have discussed these regional needs and are referenced in this Plan.

[5] *Farming on the Edge*, by American Farmland Trust, 1997

Each county in the region faces challenges related to:

- Lack of institutional organization to coordinate and collaborate on needed projects;
- Lack of coordinated business retention and attraction programs, including developing new and taking advantage of emerging markets;
- Lack of food processing facilities and infrastructure;
- Similar technical training and business planning needs;
- Some duplication of efforts to address agricultural needs;
- Lack of funding for programs as well as insufficient mechanisms to help farmers understand existing funding opportunities;
- Lack of planning for farm transition and succession to the next generation;
- Lack of understanding of agriculture among the general public and elected officials; and
- Labor issues

Regional discussions have recently been initiated to explore common issues and mutual opportunities. There is recognition that some problems are better solved regionally. To address this, some recommended projects in this plan are identified as opportunities for regional implementation (see Section 8, Initiatives).

Section 5 - Strengths, Weaknesses Opportunities and Threats (SWOT)

SWOT - Strengths are internal resources and capabilities that affect agriculture in Dutchess County. Weaknesses are internal deficiencies in resources or capabilities that negatively impact agriculture. Opportunities are potential projects or programs that could be taken advantage of to improve agriculture and threats are external influences on agriculture coming from outside the county. All public input received and data collected were analyzed through this SWOT. In this way, the County has identified a variety of projects and actions that over time, can build on the strengths, take advantage of the opportunities, address weaknesses, and work to prevent the threats.

The SWOT is an important tool to help identify the issues that place barriers and challenges on farms and farmers. The issues facing agriculture are complex and interwoven. Understanding the strengths and weaknesses is a first step in planning to address issues and take advantage of opportunities. Using this SWOT will help the County outline the steps needed to maintain the strengths, enhance the negatives, take advantage of the opportunities and prevent threats from taking hold.

The SWOT was developed from public input received through meetings, workshops, interviews and surveys. It was also informed by the data and maps collected for analysis in this Plan. Some of the issues identified in the SWOT are longstanding and have been identified before in past plans and studies. While progress has been made and some of the economic trends are more positive now, there is still much that can be accomplished to improve agriculture in the County.

Some of the positives that have been identified and that form the foundation for successful agriculture include:

- There are numerous County agencies and organizations that service farmers and agribusinesses (SWCD, NRCS, CCEDC, HVADC, and DLC).
- The majority of actively farmed land in Dutchess County is certified for inclusion in the County's four contiguous Agricultural Districts. There is strong support for the district program among farmers and from the County government. Dutchess County's farmers are highly motivated, entrepreneurial, committed to their land, and determined to continue farming.
- The County's location in close proximity to NYC and other urban areas in New York State presents tremendous marketing opportunities. Dutchess County is also in close proximity the Boston, New York, Washington corridor - one of the largest population centers in the United States.
- There has been a greater degree of appreciation and support for agriculture of late, as well as a greatly increased interest from the public in purchasing fresh, local, healthy agricultural products.
- Farms are diversifying and there is a growing interest in small farms.
- There has been public support for open space and farmland protection programs.

Some of the issues that have been identified as needing to be addressed include:

- Lack of processing facilities
- Diversifying markets
- Efficient communications between farmers and agencies and networking
- Use of new technology
- A growing divide between local/organic/CSA/farm-to-table operations and the larger commodity producers
- Increasing reliance on rented land
- Shrinking budgets and staff of agriculture related agencies
- Lack of skilled labor
- Loss of farmland, and impacts of growth pressure and land conversion
- High cost of farmland and high operating costs
- Regulatory barriers at the local, State and federal levels
- Lack of a next generation of farmers
- Lack of awareness and understanding of agriculture on the part of the general public and municipal leaders

Section 6 - Vision for Agriculture

A vision statement is an aspirational description of what an agency or organization would like to achieve or accomplish in the long-term future. It is intended to serve as a clear guide for choosing current and future courses of action. Vision statements help create meaning and direction for stakeholders. Vision statements can serve as a guide for future actions and decisions. The vision statement helps delineate not only what actions should be taken but also what actions shouldn't be taken. Compelling visions can inspire, foster commitment, and motivate high levels of performance. Dutchess County's vision for its agricultural community is:

Dutchess County will have a diversity of profitable farms and agricultural businesses that will contribute significantly to the Dutchess County economy.

- Our farms will produce quality products that are in high demand, and accessible. We will take advantage of emerging markets for local farm products and have systems in place to best use our agricultural resources to meet those demands.
- Farms will take full advantage of the broader Hudson Valley, NYC metropolitan, and institutional markets to improve their financial success.
- New technologies and practices will be embraced on farms to enhance efficiency, profitability, and sustainability. Farmers will optimize the use of alternative energy resources.
- Core areas of permanently protected farmland will be established in the county's important farming areas.
- Dutchess County will be known as a location where young farmers are able to make a good living and we will attract new agricultural entrepreneurs.
- Agricultural educational programs oriented towards both schools and the public will be in place to increase public appreciation and awareness of agriculture.
- There will be a skilled labor force available.
- Towns will have farm-friendly policies in their local plans and land use regulations. They will put in place policies that respect the continually changing nature of farming and, at the same time, discourage incompatible development. Local tax policies will be fair for farmers and enhance farm viability.
- Programs will be in place to aid farmers in meeting other state and federal regulations.
- The County, farmers and farm-oriented organizations will work together in a collaborative way to support all these efforts.

Section 7 - Goals

A goal statement is a general declaration that describes a future state and gives the general direction, purpose, or intent of what should be achieved. Goal statements articulate what is achievable and define the general purpose of a future action.

The goals established for agriculture in Dutchess County are designed to help implement the broader vision statement. They are:

Agricultural Economic Development

- Diversify and broaden the agricultural economic base.
- Increase profitability and decrease costs of farming.
- Support and enhance marketing of agricultural products.
- Enhance the ability of farms to process and sell products locally.
- Identify and promote new markets for local agricultural products.
- Strengthen connections with wholesale, distribution, food processing, and institutional buyers to create more outlets for agricultural products.
- Increase direct and institutional sales regionally and in NYC.
- Increase agri-tourism opportunities and partnerships with state and local tourism agencies

Agricultural-related Services, Technologies

- Provide program and technical assistance.
- Continue to promote use of new technologies on farms.
- Enhance use of energy alternatives on farms.

Farmland Accessibility and Protection

- Ensure that quality farmland is preserved for farm use. Increase the amount of protected farm acreage, particularly prime farmland and soils of statewide importance.
- Increase affordability and availability of farmland for purchase or rent for farming use.
- Bring under-utilized farmland back into productive agricultural use.

Regulatory Policies and Programs

- Reduce regulatory barriers and promote farm-friendly regulatory policies at the local, County and State levels.
- Develop favorable tax and assessment policies.

Public Awareness, Education, Communication, Collaboration

- Promote communication and collaboration among farmers, and between farmers and the public, organizations, and agencies.
- Increase education and public awareness about farming including education for municipal officials and the public about the importance of local farms to the local economy, tax base, and community character.
- Enhance educational opportunities related to agriculture for youth.

Section 8 - Initiatives

This Plan has generated an extensive array of proposals and strategies to strengthen and grow the County's agricultural economy. A majority of these proposals deal with improving the agricultural business system. Others address farmland protection, education, and regulatory improvement needs. While the need to protect farmlands will continue, the overall direction of this Plan is to set the stage for farms to be so successful that they can withstand the development pressure they may face in the future.

Five initiatives have been identified as critical to enhancing agriculture in the County. These are outlined below. For each, the Plan details actions within those projects that could be implemented. It also gives recommendations as to project sponsors, partners, cost, and time frame.

Initiative 1: Create an Agricultural Navigator Position.

This Plan recommends that an Agricultural Navigator position be formed in order to help farmers and agency personnel organize, analyze, publicize, promote, coordinate, and otherwise make full use of the information and tools available to and from the various agencies, programs, and regional entities that are involved with agriculture. Another prime task for this position is to take a lead role in coordinating agricultural economic development strategies to be implemented. The Agricultural Navigator may or may not be a new staff position. But it is recommended that a specific role be created for this purpose.

Unlike other businesses and economic development initiatives in the County and region, agriculture as an industry does not have a sole advocate to promote agricultural economic development. There is a need to have a voice that coordinates and encourages collaboration and sharing to address gaps in services and needed programs. The County needs to develop the capacity, communication, and collaboration to make that happen.

Options and criteria to be considered for implementing the proposed 'Agricultural Navigator' Position.

In order to put this into place, there will need to be discussions about available staff at the County level and in other regional organizations that may be able to fill this role, along with identification of specific tasks and development of a scope of work. A regional position should be considered. (See Appendix 8 for a sample job description.)

There are several options to consider staffing this position through:

- Cornell Cooperative Extension Dutchess County
- Dutchess County Agricultural and Farmland Protection Board
- Dutchess County Economic Development Corporation
- Dutchess County Industrial Development Agency
- Dutchess County Planning and Development
- Dutchess County Soil and Water Conservation District
- Hudson Valley Agribusiness Development Corporation (HVADC)
- Other Agencies and Organizations

Each option should be evaluated using the following criteria:

- Existing staffing or new – are there staff that can be re-assigned or would another person need to be hired? Related to this question is whether existing staff have the experience that matches the needs for the position or does the position require someone new?
- Budget – where can funding come from? That funding source may help target the appropriate agency to house the position. Could existing regional agencies expand their services if funding could be identified? Could a CFA application be written to fund a regional initiative?
- Location – Which agency is the most likely to be visible and accessible to farmers, farm-related agencies and organizations, and others that need to be involved to make this work? In other words, which agency is best suited to get this program up and running and accepted most effectively?
- Consistency with Agency/Organization Mission - Whether an agricultural navigator meets the mission of the department/agency. Can the position fit comfortably within the existing nature of the agency/organization?
- Ability to administer and house this position in the County and community long-term? This position will require longevity to be most effective.
- Should this position be housed within a public/government-funded agency vs. the private sector?

The strategies and actions the Agricultural Navigator can address and help implement include:

- Coordinate the recommended agricultural business retention and expansion program.
- Report regularly to and communicate with the County Executive's office, Dutchess County Agricultural and Farmland Protection Board, HVADC, Dutchess County Economic Development Council, Dutchess County Tourism, and other agencies and organizations involved with agriculture.
- Advocate for policy changes and work with other agriculture related entities such as Farm Bureau in the County and region to help understand, improve the agricultural economy and that helps ensure farmers get a fair price for their products. Other topics needing advocacy include labor laws, hiring requirements, and fair dairy pricing policies.

Project Partners

County Executive's Office
Cornell Cooperative Extension Dutchess County
Dutchess County Agricultural and Farmland Protection Board
Dutchess County Economic Development Corporation
Dutchess County Industrial Development Agency
Dutchess County Planning and Development
Dutchess County Soil and Water Conservation District
Dutchess Putnam Westchester Farm Bureau
Hudson Valley Agribusiness Development Corporation
Regional Agencies and Organizations
Surrounding Counties

Timeframe:

Short to Moderate

Initiative 2: Develop an Agricultural Economic Development and Business Retention and Expansion Program.

It is clear that there needs to be a concerted emphasis on agricultural economic development.

- Initiate an Agricultural Business Retention and Expansion Program. Business retention and expansion is considered to be one of the core components of an effective economic development program. In contrast to business attraction - bringing new businesses into the community - business retention and expansion (BR&E) programs focus on existing businesses. The premise is that it is far easier to retain and grow a business that is already located in the community than to recruit a new one from somewhere else.

BR&E depends heavily on a customer service orientation. A successful agricultural BR&E program begins with an effective farm business visitation program. These visits put economic development staff in direct contact with farmers and agri-business leaders, and provide useful information on the status of individual business needs.

An Agricultural BR&E Program would send the message that the retention and expansion of farms is a County priority. It would also provide a mechanism for tracking the local agricultural sector and responding quickly to any issues or concerns. Visiting farms, rather than waiting for farmers to contact County agencies, is a proactive approach, providing opportunities to directly deliver information and resources to farmers, and to solve problems as they arise.

Project Components

The purpose of a BR&E program is to regularly communicate with local businesses in order to understand, anticipate, and ultimately address their needs, challenges, and opportunities. Typical BR&E activities include:

- Developing and maintaining a business database;

- Engaging in ongoing communications to inform businesses about potential resources and learn about their needs, through e-newsletters, websites, surveys, face-to-face meetings, roundtable discussions, etc.; and
- Working with a proactive team of professionals that can develop and/or make referrals to resources that support business growth and address issues.

Agricultural economic development and all BR&E activities should be supported by the Dutchess County Economic Development Corporation, the Dutchess County Industrial Development Corporation, HVADC, and/or a specially formed volunteer committee. Whichever group is tasked with implementing this part of the plan should work closely with the proposed Agricultural Navigator.

As an example, Swift County Minnesota created a farm BR&E program that was administered by a local leadership team. Made up of residents representing business, farming, and consumer interests, the team had five objectives:

- *Assess the needs of agricultural producers,*
- *Help solve the immediate concerns of agricultural producers,*
- *Explore alternative agricultural ideas, cooperation ventures, and diversity of agricultural production operations, including livestock,*
- *Create a support base and network among communities, government, business, and agricultural producers, and*
- *Educate about the role of agriculture in the community.*

Working with a local university, the team designed and implemented a survey instrument with questions focused on issues that lent themselves to local action. Some farmers were subsequently referred to specific organizations that could meet their immediate needs. The input received was also used to identify priority areas for action.

The Agricultural BR&E Program coordinators must have strong communication skills, working knowledge of the programs and resources available to assist farmers and agribusinesses, and the ability to collaborate with a wide range of agencies and organizations. Depending on an individual farmer's needs, a staff person may be needed to provide direct technical assistance, act as a broker between the farmer and a service provider, or package several forms of assistance available from multiple providers. Depending on available funding and the level of personal interaction required, this staff person might be filled by the Agricultural Navigator described above or a full or part time staff person that answers directly to the group. The HVADC could also fill this role if additional funding is provided by the County or another source.

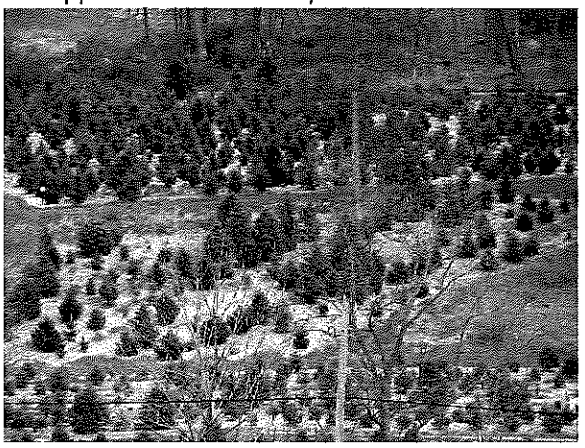
BR&E Action Steps

1. Determine how program will be administered – redeploying existing staff vs. hiring new staff? Which agency or organization? If a voluntary committee, who will be on it?
2. Recruit volunteers or hire staff.
3. Develop initial database of farms in Dutchess County, using mailing lists and records from organizations such as Cornell Cooperative Extension, chambers of commerce, county agencies, etc. Confidentiality must be assured.
4. Develop a business visitation program: identify the types and sizes of farms to be surveyed annually, establish visitation schedule, create visitation/survey questions, and contact farm operators. If program will be administered by a committee, provide business visitation training.
5. Since it is impossible to visit every business in the short term, a risk assessment should be completed; this essentially triages farms and helps identify the farms that are most at risk of failure.
6. Update database records accordingly.
7. Collaborate regularly with agency partners to provide referrals, follow-up, etc.
8. Develop marketing tools, including a website with links to programs and resources for farmers.
9. Work with agency partners to develop other communication tools: press releases, newsletters, e-blasts, etc.
10. Other activities could include regular roundtable discussions, seminars, and networking opportunities.

In addition to and supportive of the Agricultural BR&E program outlined above, other recommended economic development strategies and actions include:

- Expand the mission of the Dutchess County Economic Development Corporation so that it can take on additional agricultural economic development roles.
- Continue to fund and support HVADC in its efforts to work with farmers on economic development needs. Work with HVADC to help farmers secure access to financial support for business expansion or start-ups.
- Develop and administer a farm business planning and training program which addresses planning for diversification and expansion, current operations, and estate and succession planning. This could include recruiting and organizing an agribusiness SCORE (Service Corps of Retired Executives) panel to review plans and be available to advise growers as needed.
- Identify options and offer incentives for farm expansion and new start-ups. Work with individual farmers to help them secure access to financial support for business expansion and diversification. This could include a grant writing clearing house, and opportunities to purchase additional farmland at reasonable cost, including land priced at its agricultural value.

- Coordinate farm management efficiency programs to reduce costs. Facilitate adoption and use of cost-reducing energy alternatives on farms and facilitate farm buyer's cooperatives to reduce costs.
- Work to expand existing or initiate new farm incubator programs.
- Work closely with other Hudson Valley counties and coordinate economic development efforts regionally. Identify regional-scale projects that would benefit all participants.
- Work with Dutchess County Tourism to build on its existing agri-tourism program. Promote opportunities with a concentration on promoting wineries, microbreweries, farm markets, farm-to-fork restaurants, and a beer trail that complements the Dutchess Wine Trail. Collaborate with the State, Dutchess County, and Hudson Valley Greenway tourism programs to promote and schedule tour visits to County farm stands, farm tours, bed and breakfast accommodations, and horse farms.
- Projects that would be beneficial include:
  - Create agri-tourism packages
  - Create a unified county sign and wayfinding system
  - Use technology such as interactive maps, phone applications as part of marketing.
- Implement a marketing and public relations initiative oriented at labeling Dutchess County local foods and products. This not only expands opportunities for farmers, but also serves to educate the public about the importance of local farms. This program ties directly to a buy-local effort such as expanded farm-to-institution and farm-to-table programs. Other options to expand market opportunities for Dutchess County farms include working regionally to take advantage of opportunities such as Amy's Kitchen in Orange County, developing an online 'local food' marketing program to augment existing direct sales and CSA operations (see Schoharie County as model), and facilitating marketing more Dutchess County produce in New York City, the Capitol District, and other urban areas. This latter effort requires work on aggregating and transporting products via food distribution hubs.
- Work with CCEDC and SWCD to identify continuing and emergent market trends and needs for agricultural products. Ensure technical training needs are available to help farmers gear up to meet these needs. Communicate these business opportunities to county farmers.
- Work regionally to determine feasibility and identify locations for food processing facilities to increase the infrastructure to process, grade, and pack and add value to farm products and services. Encourage investment in development of Dutchess County Food Hubs by private enterprise. Of special importance should be for slaughterhouse and secondary meat processing facilities, small grain and hops processing, processing kitchens, and milk processing. Some of the options that should be explored for viability include:



  - Investigate a single or several small slaughterhouses to support livestock processing and packing operations.
  - Promote and facilitate financing of more breweries, wineries, and distilleries to add to the value of farm grain and vineyard production, and to stimulate increased production of the growing demand for hops and other grains by the craft brewing industry.

  - Develop a commercial kitchen to cater to small farm needs with the help and guidance of the Culinary Institute of America.
  - Develop a local fiber mill to support the growing sheep and wool farmers.
- Continue to provide technical education for farmers. This requires continue funding of CCEDC and DCSWCD and support of the Highland Research Lab to provide production agriculture and other needed technical support programs. Technical programs should meet the needs identified in this Plan such as new farmer start-up programs, providing dairy and other crop production support programs, providing estate and succession planning and training, and providing business planning education.

Project Team/Partners

Dutchess County Economic Development Corporation
Dutchess County Industrial Development Agency
Dutchess County Planning and Development
Dutchess County Tourism
Hudson Valley Agribusiness Development Corporation

Time Frame:

First year after adoption for BR&E Program; Short to Moderate Term for others

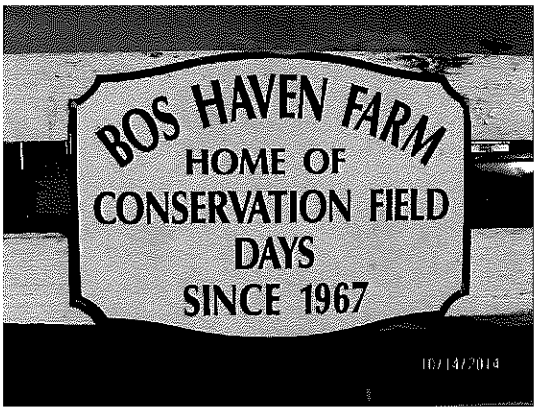
Initiative 3: Farmland Preservation and Accessibility Program

In order to be as cost effective as possible, it is important to invest in land conservation projects now, while land values are comparatively low. It is highly unlikely that it will ever be possible to purchase the development rights on all of the most critical farmland in Dutchess County, and for this reason, it is important to consider a broad range of alternatives such as the lease of development rights and affordability covenants.

- Ensuring that local farmers continue to have opportunities to access Purchase of Development Rights (PDR) funding from multiple sources is critical to the farm economy of Dutchess County – both for preserving the agricultural land base and for making capital available to working farm operations. Local, municipal, or County matching funding opportunities will continue to be critical to the success of PDR projects. Municipalities should be encouraged to follow Red Hook's example in developing a strategy for protecting farms and creating funding sources that can leverage other available resources. Judicious and balanced use of County funding for PDR purposes should also be considered – especially where there is an opportunity to leverage funding from outside sources bringing state, federal and private dollars into the local farm economy.
- Farm Conservation Organizations / Land Trusts are encouraged to continue to expand their working partnerships in order to leverage existing resources and coordinate fundraising and grant opportunities. New funding sources to finance farmland preservation projects such as those associated with the New York City Foodshed (See Appendix 7), should be sought and cultivated. Other funding sources might include a regional critical farms fund, agricultural angel capital network, equity trusts, and local community foundations.
- Initiate a Lease of Development Rights Program (LDR) based on the NYS Incentive Payment program, and encourage and assist organizations that are willing to work with farmers on term leases and payments by the State's new funding program. While LDR does not provide

the permanent protection that PDR does, it can provide a measure of more short term protection, allowing the land to remain as farmland until a farmer decides that he wants to commit to permanent protection, and/or until funds can be raised for purchase of development rights.

- Encourage and assist organizations and agencies that are willing to enhance conservation easements with Affordability Covenants (also known as Options to Purchase at Agricultural Value, or OPAV). Research potential funding sources for these projects, which have the potential to reduce the entry barriers for new beginning farmers to purchase land.
- Identify opportunities to create and/or build upon existing core areas of preserved farmland – such as Red Hook's "Bread Basket" – in each of the County's farming communities.
- Expand and support the existing Farmer/Landowner match programs including the Dutchess Land Conservancy/Columbia Land Conservancy, the Winnakee Land Trust and the American Farmland Trust Hudson Valley FarmLink Programs.
- In conjunction with the Dutchess County Planning Department, the County Agricultural and Farmland Protection Board should evaluate the viability of the following additional options for farmland preservation and for keeping farmland open and viable:
  - Transfer of Development Rights Programs (TDR) feasibility and opportunities.
  - Cost-share programs that promote sustainable agricultural practices and facilitate watershed management.
  - Equity building opportunities for new/young farmers while leasing farmland to encourage them to remain in their local communities.
  - Greenway Centers and Greenspace Policies to promote smart growth.
  - Greenway Connections guides oriented to farmland protection including use of TDR, agricultural overlay districts, and comprehensive plans.
  - Streamline public review processes and reduce the total time required to complete municipal- or county-funded farmland protection projects.



Project Partners

Dutchess County Department of Planning and Development
Dutchess County Agricultural and Farmland Protection Board
Dutchess Land Conservancy
Oblong Land Conservancy
Scenic Hudson Land Trust
Winnakee Land Trust
Dutchess County Municipalities
USDA Natural Resource Conservation Service (NRCS)

Time Frame:

Enhance funding sources starting first year, LDR and local preservation programs short to moderate term, others moderate term to ongoing.

Initiative 4: Farm-Friendly Local Regulations

Local regulations, including subdivision and zoning laws, can influence farm operations in a variety of ways. Zoning should help put into effect the community's plans for future development, including farm operations. It can help prevent development from moving into prime farmland areas, allow for a variety of agricultural uses, and establish development guidelines that address how open space and natural features are protected. Zoning is also designed to ensure the health, safety, and welfare of residents. Sometimes though, there are conflicts between the different purposes zoning is trying to accomplish. Zoning can place unnecessary barriers to farming by unreasonably regulating farm operations with strict standards such as large setbacks, minimum acreage requirements, lengthy permit procedures, and limitations on the number and type of farm animals. The zoning audit done for this Plan showed that in some communities, the comprehensive plan establishes farm-friendly goals, but the zoning places regulatory barriers that are not farm-friendly.

Other regulatory issues can arise when farm operations are enrolled in New York State's Agriculture District Program. The Agricultural Districts Law limits unreasonable local regulations on farm operations located in those districts that also meet the requirements of Agricultural Value Assessment. Local governments may not enact ordinances or local laws that would restrict or regulate farm structures or farm practices beyond the requirements of health and safety. Careful attention needs to be paid to regulations as they are applied in and outside of agricultural districts.

Beyond the actual law, the proper administration of zoning is also important. Effectiveness of any local law depends on the people who administer it. Many communities in Dutchess County no longer have any farm representation on planning boards, zoning board of appeals, or even town boards. At a minimum, having farmers involved in local planning decisions will help inform and ensure that agricultural needs are addressed.

It is also highly recommended that each town, especially those with significant farm activities, have citizen and farmer involvement to advocate for local programs that support and promote farming. Appointment of a local Agriculture Advisory Committee, as recommended below, can go a long way to providing an ongoing, local voice for agriculture (See Appendix 8 for a model resolution to set up local committees).

Action Steps

Dutchess County Planning and Development and the Agricultural and Farmland Protection Board should work together to:

- Encourage Towns to appoint farmers or people knowledgeable about farming to local town planning boards, zoning boards of appeal, and planning committees.
- Provide data, maps, information, and training on their use to towns.

- The Dutchess County Planning Federation could sponsor agriculture-related training sessions to fulfill the 4-hour per year requirements for Planning Board and ZBA members. There could be collaboration between agencies and organizations to provide similar trainings regionally.
- Work with local municipalities to remove regulatory barriers. Use the zoning audit report in this Plan as a guide to what regulations need to be updated or amended. County Planning should advocate for and provide assistance to local municipalities to help develop local plans and land use regulations that are supportive of farms and farming activities.

Strategies and actions a farm-friendly local regulation program can address and help implement include:

- Promote and implement Right-to-Farm laws at the town level.
- Promote adoption of farm-friendly land use regulations.
  - Work to create 'scale-appropriate' regulations for small operations.
  - Provide model language and ongoing training for Planning Boards and ZBAs.
- Provide ongoing training to planning boards, ZBAs, assessors and town boards
- Use innovative methods such as webinars rather than centralized meetings to bring education to these audiences.
- Encourage towns to appoint local Agricultural Advisory Committees to advocate for agriculture and help ensure that town's farm-friendly intentions are carried out (see Appendix 8 for model scope of work for such a committee).

Project Partners

Dutchess County Agricultural and Farmland Protection Board
Dutchess County Planning and Development
Dutchess County Planning Federation
Municipalities
New York State Department of Agriculture and Markets

Time Frame:

Short-term for initial implementation, ongoing thereafter

Initiative 5: Expand education and awareness programs.

There are a variety of education-oriented strategies that are needed in Dutchess County. Farmers and farm-related agencies and organizations have identified lack of understanding of the role agriculture plays in the life and economy of Dutchess County as a weakness. Lack of understanding often leads to farms and other agricultural businesses being undervalued in terms of their economic contribution. As a result, agriculture is usually not one of the industries targeted by economic development organizations at either the county or regional levels. This strategy is aimed at helping people understand the role of agriculture which will ultimately help in integrating agriculture as a significant industry in County economic development efforts.

Another education-related initiative is to help promote agriculture as a viable career path in the County. Coupled with the economic development programs oriented to new and young farmers suggested in other strategies, this set of strategies is designed to help promote understanding of the food system and agricultural opportunities, and to convey the positive career path farming can be.

A more robust mentor and apprenticeship program to attract new farmers to Dutchess County would help overcome the issues associated with an aging farm operator population.

Project Components Should Include:

- Develop an outreach program targeted to helping educate municipalities and the public about the importance of local farms to the local economy, tax base and community character. As part of this initiative, use pertinent and up-to-date economic data that shows the positive impact farms have on local communities as businesses, and what happens to the local economy if these farms are developed or transitioned to other uses. The *Municipal Profiles* maintained by CCEDC are an excellent resource for this information.
- Develop a Dutchess County Mentor/Apprenticeship Program or work with similar regional programs to establish mentors and apprenticeship opportunities on Dutchess County farms.
- Promoting new farmers begins with promoting agricultural education and awareness of agriculture as a viable career path. Support 4-H programs through CCEDC and the expansion of FFA programs in high schools and BOCES; enhance agricultural literacy in schools and community colleges to promote farming as a viable career choice.
- Partner with organizations including the Dutchess County Planning Federation and the Northern Dutchess Alliance to sponsor outreach programs and training for municipal board members and local officials.

Project Partners

Cornell Cooperative Extension Dutchess County
Dutchess County Agricultural and Farmland Protection Board
Dutchess County Planning and Development
Dutchess Putnam Westchester Farm Bureau
Glynwood Center
Hudson Valley Agribusiness Development Corporation
Land Conservancies
School Districts and BOCES

Time Frame:

Medium-term

Section 9 – Implementation

The organization responsible for developing and implementing the Plan is the Dutchess County Agricultural and Farmland Protection Board (AFPB). But the Board is neither charged by its mission nor staffed to undertake the strategies needed to strengthen and expand the multi-product, small to mid-sized agribusiness structure of the County's economy. However, there are opportunities to move forward by involving existing agencies and organizations. This section offers a checklist of steps that should be taken to implement the outlined five strategies.

The priority initiatives identified in this plan should be those that the County and its partners concentrate on implementing. This section outlines specific tasks that should be taken to establish the organization, communication, reporting, and funding mechanisms needed to implement specific projects.

Projects will be initiated through input of the Agriculture and Farmland Protection Board, with leadership and support from an agricultural implementation committee, and eventually, the Agricultural Navigator as recommended under Initiative #1. An important feature of this plan is the recognition that neither the County nor any single agency can implement the projects alone. Many agencies and organizations, both within the County and throughout the region, have important roles to play.

The following steps are recommended to begin successful implementation of this plan:

1. Improve communication, collaboration, and cooperation among all those involved with agriculture, including farmers, county agencies, farm support agencies, other local and regional stakeholders.

    - Support the leadership efforts of the AFPB by creating an Agricultural Advisory Committee. Its main role is to coordinate between private and public agencies and organizations in the County to help clarify missions as they relate to this plan, coordinate so that there is no duplication of services, and assist in finding funds for critical programs. The Agricultural Advisory Committee can help determine how and who assumes responsibility for implementing programs that would strengthen and grow the agricultural economy.
        - The Committee should be made up of five people representing agencies and organizations that are involved in agriculture and business.
        - This Committee will assist in keeping track of implementation and organizing specific project partners to move projects forward. In the future, the Agricultural Navigator would also be a key contributor to this Committee.
        - There should be a single chairperson or director that reports directly to the County Executive.
        - The Committee should focus on priority initiatives to help with the nuts and bolts of implementation and work with project partners for each priority project.
        - For each specific project, other County agencies, organizations, representatives of the agricultural sector, and other partners should be tapped to help the Committee with implementation efforts. This is an opportunity to target the specific interests and expertise of farmers, agri-businesses, and other organizations in the County.

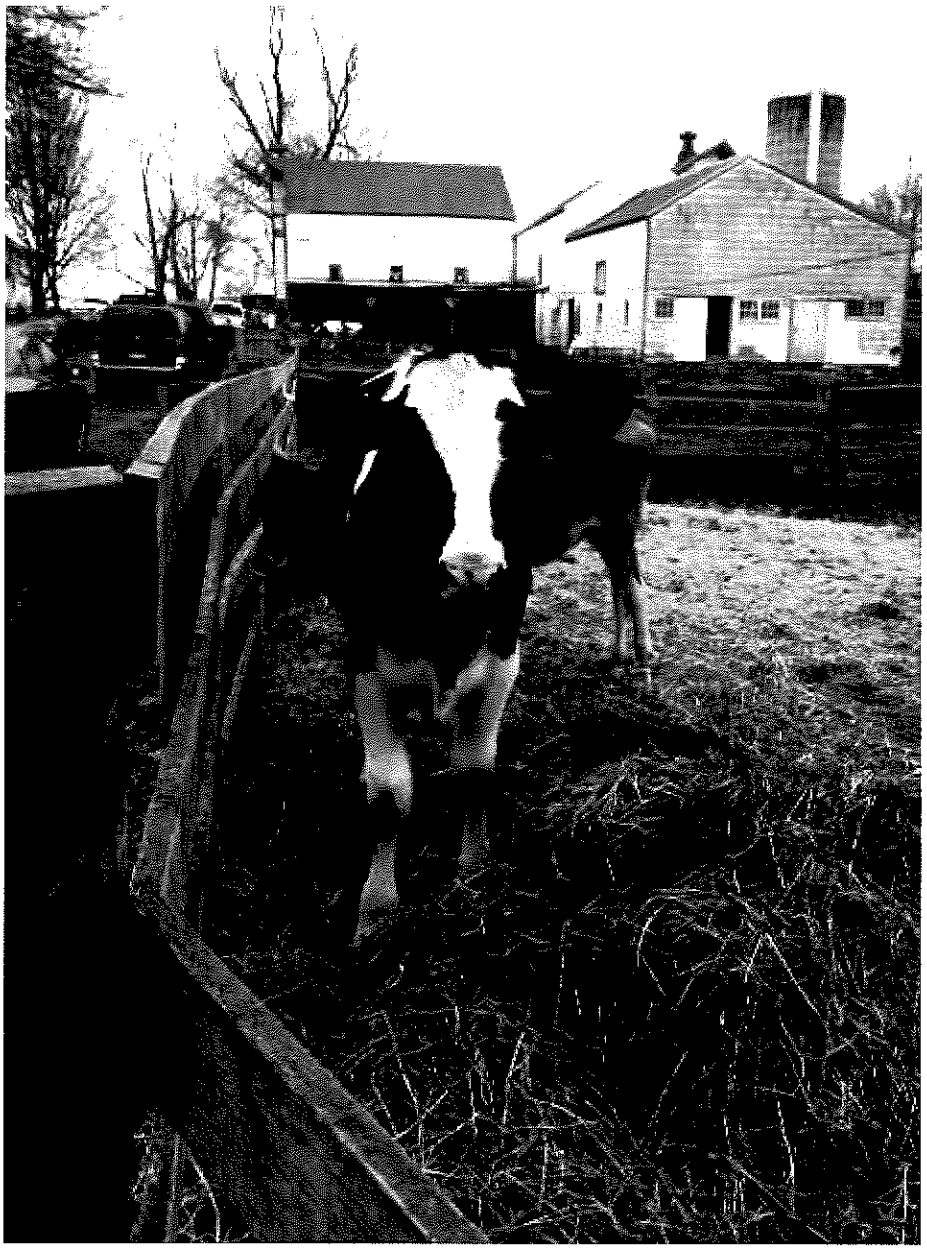
- Work with other organizations and agencies to 'assign' tasks and begin implementation. Hold twice-per-year update sessions with all partners together to keep progress on track. Report regularly to the AFPB and County Executive.

2. Continue dialogue and planning with neighboring counties. Consider scheduling quarterly multi-county meetings to facilitate more coordination and implementation or regional projects and approaches.
3. Work with neighboring counties to identify one or more priority projects suitable for a New York State Consolidated Funding Application.
4. Keep this Plan current and consider a short review and update along with the 8-year Agricultural District reviews. This process can be facilitated by asking for annual progress reports to be submitted to the AFPB and/or County Executive on implementation progress from the Committee. The County and its partners should also regularly note emerging issues and trends. In this way, any plan update can be made more efficiently, more rapidly fill gaps in programs, and readily report progress and needs to the County Legislature and public.
5. The following steps should be taken to guide implementation of each project:
   - Confirm goals and objectives of the project.
   - Identify users/beneficiaries of the project.
   - Identify partners to help implement.
   - Identify a lead agency or project coordinator.
   - Create a task list of items to be accomplished.
   - Make assignments of people or agencies to each task, or form working groups.
   - Establish a time frame and time table to get specific steps done.
   - Outline reporting mechanisms so that working groups or people/agencies report and communicate with each other.
   - Estimate costs for each step.
   - Identify grants and other funding sources that can be tapped into.
   - Disseminate information on the project as per this plan.
6. The AFPB and its partners should advocate for the eventual creation of the Agricultural Navigator to coordinate implementation and agriculture economic development activities. A shared/regional coordinator or circuit rider may be a feasible option, at least to start with, and this should be evaluated as an option. This is discussed in more detail in Priority Initiative 1.
7. Critical project components that constitute a plan of work for 2015 and 2016 are summarized in Table 5.

Table 5 – Initial Implementation Steps

Date	Implementation Step	Explanation
	Initiate the BR&E program and decide what agency or organization is best suited to administer this and secure funding.	Take action steps outlined in Initiative #2 of this Plan
	Produce/Update Municipal Profiles for each community	Continue to follow through on development of these profiles using County data (See example from Amenia in Section 4).
	Develop an agriculture-oriented training program with materials to guide Planning Boards and ZBAs in the County	Convene training sessions for Planning Boards and ZBAs to keep them current on agricultural issues.
	Meet with Glynwood Center and other organizations to expand mentor and apprenticeship programs	Discuss how mentorship and apprenticeship programs in Dutchess County can be initiated and expanded.
	Develop a marketing tool that conveys the positive state of agriculture	Develop public relations tools that convey the importance of agriculture to the economy and quality of life for municipal and legislative audiences. Provide support for annual updates of the CCEDC "It's a Growing Thing" brochure.
	Hold an annual summit of agriculture	The DC AFPB and County Planning can organize an annual summit meeting where all agencies and organizations can gather to report on progress, identify issues and challenges, fil needed gaps, assign new tasks and plan to keep implementation of the plan on target.

Section 10 – Appendices



Appendix 1. Terminology

Agribusiness refers to a business involved in the producing operations of a farm - the manufacture or distribution of farm equipment, farm supplies, the processing, storage, or distribution of farm commodities.

Agricultural Districts are formed according to New York State Agriculture and Markets Law 25-AA when interested landowners collectively own at least 500 acres used for farm purposes. Districts are approved by the County legislature and reviewed every eight years. Farms in agricultural districts receive important right to farm protections, limited taxation of farmland for certain municipal improvements, defense against nuisance lawsuits, and additional measures.

Agricultural Operation refers to the land and on-farm buildings, equipment, manure processing and handling facilities, and other practices which contribute to the production, preparation, processing, and marketing of food, crops, livestock and livestock products, timber operations, commercial horse boarding and equine operations, composting, and biomass crops.

Agricultural Value Assessment is the value of agricultural land used for assessment purposes. It provides 'use value' assessment for eligible farmland and allows it to be assessed based on its agricultural value, rather than its full market value. Farmlands must qualify for an agricultural assessment according to section 304-a of this Article 25-AA of the New York State Agriculture and Markets law.

Agriculture typically refers broadly to any land use activity that produces or supports food, crops, fiber, greenhouse products, animal husbandry and products, timber, and other goods and products from the land.

Farmland is the land used primarily for bona fide agricultural production for commercial purposes of all those items and products.

Farms are the locations where these agricultural activities take place. They may consist of one or more parcels of owned or rented land.

Farm Operation: "the land and on-farm buildings, equipment, manure processing and handling facilities, and practices which contribute to the production, preparation and marketing of crops, livestock and livestock products as a commercial enterprise" as defined by New York State Agriculture and Markets Law 25-AA. Such farm operation may consist of one or more parcels of owned or rented land, which parcels may be contiguous or noncontiguous to each other.

Options to Purchase at Agricultural Value (OPAV) are provisions included in agricultural conservation easements that enable the organization holding the easement to require that farmland be sold only to farmers for continued production.

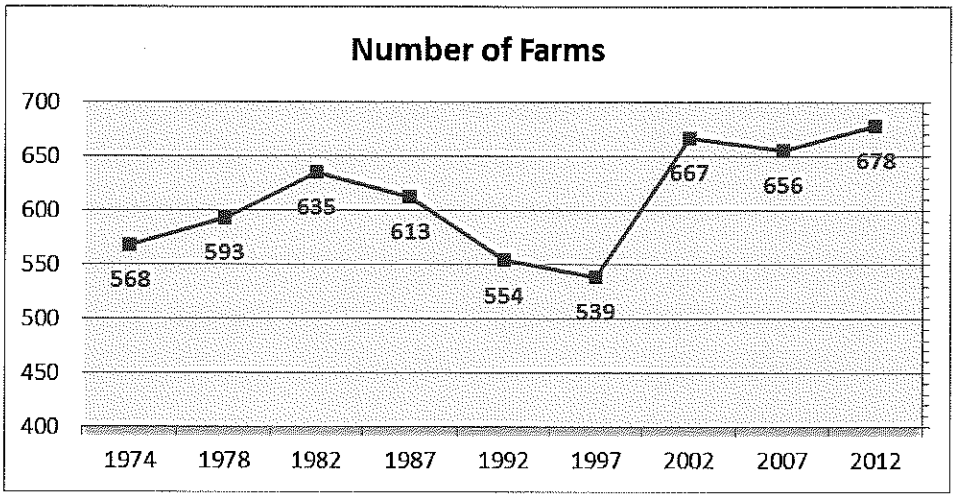
Appendix 2. Profile of the Agricultural Economy in Dutchess County

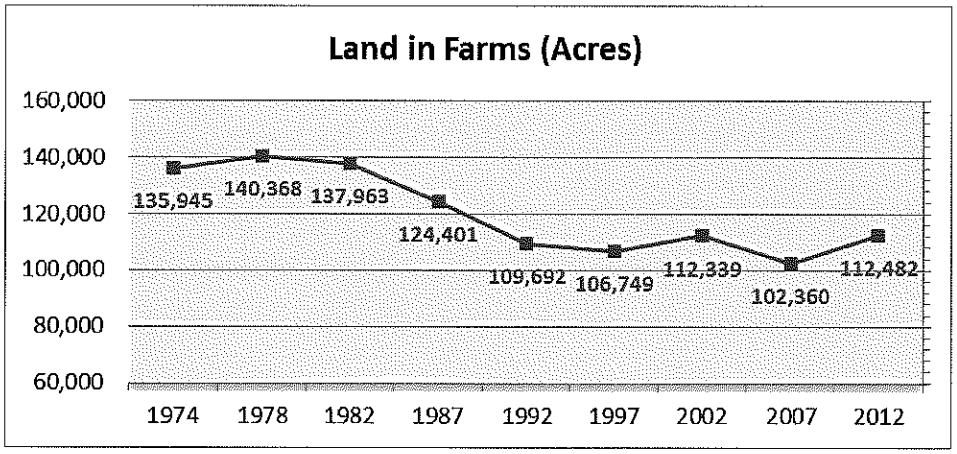
Several sources of data have been used to develop this profile of the agricultural economy. The U.S. Census of Agriculture is a good source of statistical information for understanding and evaluating the agriculture sector countywide and its important economic and other quantitative characteristics, as well as the changes that have occurred overtime. The Census of Agriculture is conducted every five years by the USDA and information is available from 2012, 2007, 2002, 1997 and even further back. Furthermore, it enables the comparison of Dutchess County agriculture with other counties in the Hudson Valley and elsewhere. However, the Census of Agriculture is voluntary on the part of the farmer so it is not always a 100% accounting as some farmers do not participate. This plan also relies on the data collected for every farm as part of the eight-year agricultural district review by the County. This data base is developed and managed by Cornell Cooperative Extension. Finally, data from US County Business Patterns, Cornell University using 2014 IMPLAN data, and the Northeast Milk Market Administrator have also been included. Sources of data are noted below.

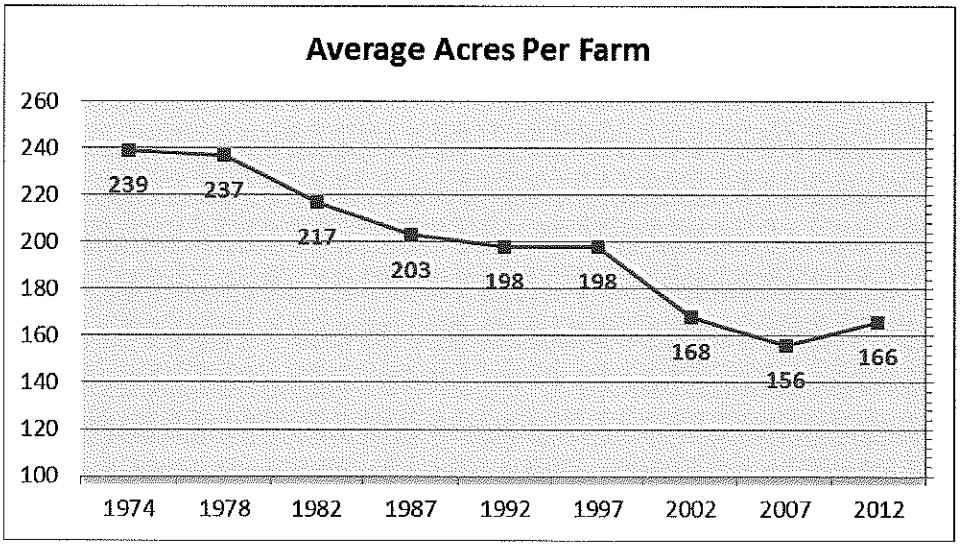
Table 1 - Dutchess County Agriculture Trends

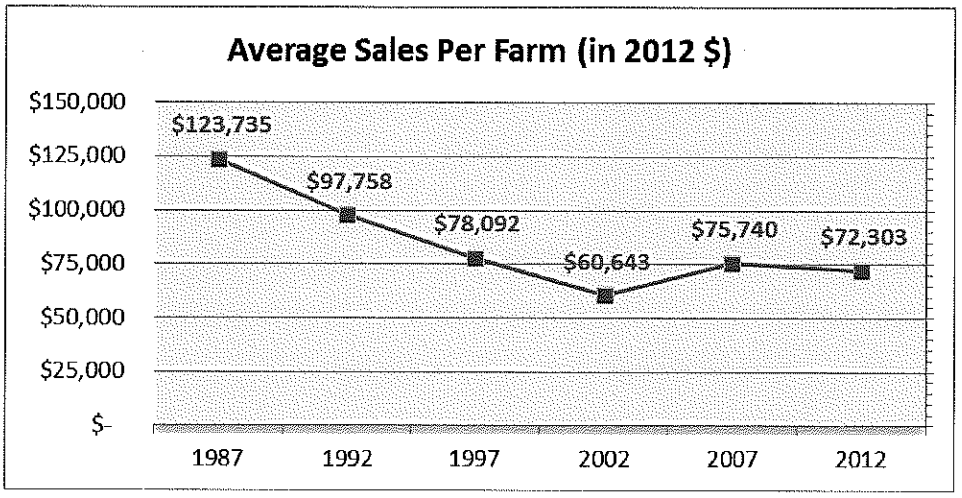
Year	No. of Farms	Total Acres	Av. Per farm	Av. Sales Per Farm*
2012	678	112,000	166	$72,303
2007	656	102,000	156	$75,740
2002	667	112,000	168	$60,643
1997	539	106,000	198	$78,692
1992	554	110,000	198	$97,753
1987	613	124,000	203	$123,758
1974	568	136,000	239	NA

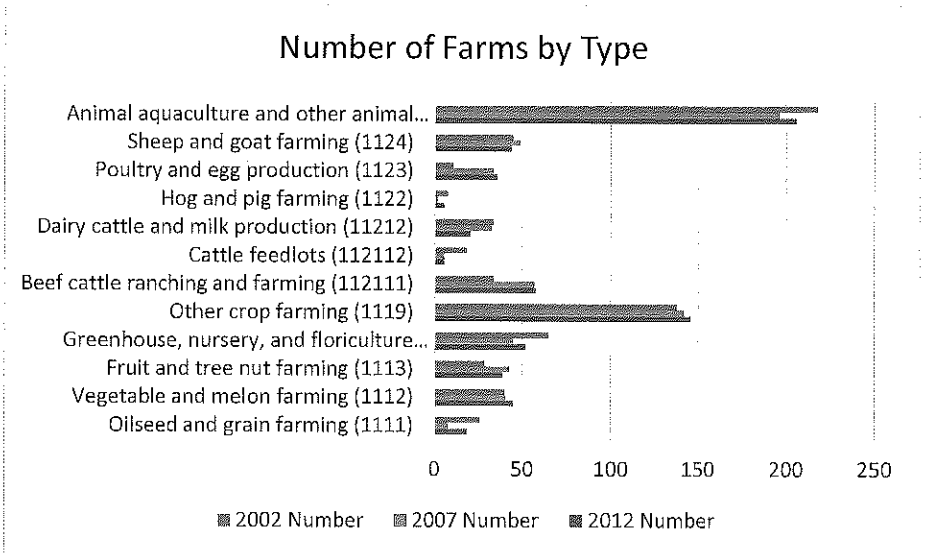
Source: U.S. Census of Agriculture 2012 and earlier years, as tabulated by E. M. Pemrick & Co.
**Inflation Adjusted in Constant 2012 dollars using US CPI.*


Number of Farms
700
650
600
550
500
450
400
568
593
635
613
554
539
667
656
678
1974
1978
1982
1987
1992
1997
2002
2007
2012


Land in Farms (Acres)
160,000
140,000
120,000
100,000
80,000
60,000
135,945
140,368
137,963
124,401
109,692
106,749
112,339
102,360
112,482
1974
1978
1982
1987
1992
1997
2002
2007
2012


Average Acres Per Farm
260
240
220
200
180
160
140
120
100
239
237
217
203
198
198
168
156
166
1974
1978
1982
1987
1992
1997
2002
2007
2012





Important County-wide findings from this data are that:

- The decline in farm acreage due to the County's rapid population growth and development in its peak period, 1970's into turn of century, appears over –at least for now!
- The number of farms are at an all-time high for the period shown, but the average size, while, stabilized is smaller than historical. A large part of this change is due to the decline of dairy farming and the increase in diversified farming – see next section.
- The recent Great Recession may have been a "positive force" for helping to maintain and expand farming since 2007, due to its adverse effects on residential and commercial development, including large second homes projects in the central and northern rural parts of the County.

- Average sales per farm in real dollars has declined dramatically since 1987, but stabilized somewhat in the last Census years and improved since 2002. This change is a function of many factors, including smaller and more diversified farms in the county- to be discussed more.

Market Sales and Agricultural Structure

The Dutchess County agriculture sector has been and is currently quite diversified and has gotten more so in recent years with the decline in dairy farming. The number farms with milk cow operations have declined from 126 in 1987 to 35 in 2012, but still may have significant sales – see below. The historically strong equine farm concentration in the Country continues, and by inventory and sales is the largest by county of such operations in New York State. The diversification of the County's agriculture sector can be seen by the value and distribution of commodities sales, as shown in tables 2, 5, and 6 that follow, and compared to other Hudson Valley counties (see tables 12, 13, and 14).

Slightly more than half the 2012 sales are in the crops sub- sector, with slightly under half now in the livestock and poultry and products subsector, close to historical norms. Growth in aggregate Agricultural sector sales and sub-sector sales since 2002 appears well on the positive side, but as will be discussed later insufficient to offset the cost of doing business for the many farms in the county.

Table 2 - Agricultural Product Sales in Millions of Dollars

Year	Total Sales	Crop Sales*	Crop Sales % of total	Livestock/Poultry**	Livestock/ Poultry % of total
2012	$49.0	$26.0	(53.1)	$23.0	(46.9)
2007	44.9	23.4	(52.1)	21.5	(47.9)
2002	31.7	21.1	(66.7)	10.5	(33.7)
1992	33.1	15.0	(45.3)	18.1	(54.7)

Source: U.S. Census of Agriculture 2012 and earlier years, as tabulated by E. M. Pemrick & Co.
**Includes nursery and greenhouse products*
***And their products*

Table 3 shows data from Cornell University. It shows a slightly higher level of sales (output) from agricultural products at $51 million. But this information also shows that support activities for agriculture and agricultural manufacturing (detailed in Table 4) adds over $100 million in economic output related to farming in the county. With the agricultural multiplier applied (Table 4) that output increases to over $223 million in sales and $119 million in labor.

Table 3 – Number of Jobs and Total Dollar Output of Agriculture in Dutchess County

INDUSTRY	DESCRIPTION	EMPLOYMENT		OUTPUT		LABOR INCOME	
		JOBS	PERCENT	DOLLARS	PERCENT	DOLLARS	PERCENT
0-14	TOTAL AGRICULTURAL PRODUCTION	922	0.6%	$51,274,512	0.2%	$33,969,721	0.4%
19	TOTAL, SUPPORT ACTIVITIES FOR AGRICULTURE AND FORESTRY	199	0.1%	$5,495,846	0.0%	$6,705,262	0.1%
41-73,130-	TOTAL, AGRICULTURAL MANUGAFCTURING	241	0.2%	$99,303,791	0.4%	$11,474,314	0.2%
	ALL AGRICULTURE	1,362	0.9%	$156,074,149	0.7%	$52,149,297	0.7%

Data Source: Minnesota IMPLAN Group, Inc. Table based on methodology developed by Todd M. Schmit, Associate Professor, Dyson School of Applied Economics and Management, Cornell University., Agriculture-Based Economic Development in New York State: The Contribution of Agriculture to the New York Economy, May 2014.

Table 4 shows about 1300 jobs associated with agricultural production, support services, and manufacturing together.

Table 4 – Number of Jobs and Total Dollar Output of Agriculture by Commodity in Dutchess County

Estimated Economic Contribution of Agriculture on the Dutchess County Economy, 2012									
	Direct Contribution			NYS Multiplier Applied			Total Contribution (Direct+Indirect+Induced)		
	Employment	Industry Output ($ millions)	Labor Income ($ millions)	Employment	Industry Output	Labor Income	Employment	Industry Output ($ millions)	Labor Income ($ millions)
AGRICULTURAL PRODUCTION	922	51.27	33.97	1.45	1.61	1.69	1,337	82.55	57.41
AGRICULTURAL SUPPORT SERVICES	199	5.50	6.71	1.12	1.83	1.33	223	10.06	8.92
AGRICULTURAL MANUGAFCTURING	241	99.30	11.47	2.83	1.56	2.99	683	154.91	34.31
ALL AGRICULTURE	1,362	156.07	52.15	1.80	1.43	2.29	2,452	223.19	119.42
% of All Industries in Dutchess County	0.9%	0.7%	0.7%				1.7%	1.0%	1.6%

Data Source: Minnesota IMPLAN Group, Inc., Table based on methodology developed by Todd M. Schmit, Associate Professor, Dyson School of Applied Economics and Management, Cornell University., Agriculture-Based Economic Development in New York State: The Contribution of Agriculture to the New York Economy, May 2014

Currently, based upon 2012 Census detailed commodities sales where published, table 5 shows the product category rankings in the County by total sales:

Table 5 - 2012 Dutchess County Product Rankings

Product	Sales ($millions)	Share of total Agricultural Sales (Percent)
Dairy	$9.9	19.5%
Horses /ponies/other equines	$9.2	18.8%
Grains/oil seed/dry beans/peas	8.4	17.1
Hay and other crops	5.3	10.8
Greenhouses,/nurseries/floriculture	5.1	10.4
Vegetable/ melons/potatoes	3.7	7.5
Fruits/tree nuts/berries	3.4	6.9
Sheep/goats & their products	1.1	2.2
Other animals and their products*	.7	1.5
Poultry and eggs	.4	0.8
Cut Christmas trees	.2	0.4
All other products*	11.51.6	23.54.1%
Total Sales	$49.0	100.0

Source: U.S. Census of Agriculture 2012 and earlier years, as tabulated by E. M. Pemrick & Co.
** Sales information not published for cattle/caves, milk/dairy products from cows, hogs/pigs and aquaculture, which total to All Other Products.*

The absence of sales information in the Census of Agriculture for 2012 for milk and dairy products from cows is unexpected, given that in 2007 and 2002 sales levels were significant - $9.0 million and 6.6 million, respectively. The number of dairy farms in the county only fell by 3 from 2007- 2012 and the average number of cows per farm dropped only from 65 to 63. It is likely that information is not disclosed because a very high concentration of sales are in very few farms with very large herds.

However, we know from data from the Northeast Milk Marketing Administrator, that there were 22 dairy farms in 2013, selling 45,323,000 pounds of milk for a total estimated value of $9,467,975. This data is the most accurate data that can be collected as all farms selling milk are accounted for. The Census of Agriculture lists 35 farms having dairy cows. Some of those farms may use their milk for cheese or other products.

The patterns of growth by product category over the past 10 years show big gains for a few and losses for some categories, including vegetables, melons and potatoes (Agricultural Census 2012). The cause of these sales patterns are complex, and may be a function of weather factors interacting with and a supply/ demand forces affecting supply quantities and unit prices.

The County has many small farms where annual sales of agriculture products are less than $10,000. Table 6 shows the 2012 distribution of sales in the County by sales size class of farms.

Table 6 - 2012 Dutchess County Agricultural Product Sales by Size Class

Farm Size	Number of Farms	Percent of Farms
Less than $1,000	171	25.2%
$1,000 - $9,999	174	25.6%
Total under $10G	**345**	**50.8%**
$10,000 -$49,999	161	23.7%
$50,000- $99.999	59	8.7%
Total under $100G	**565**	**83.3%**
$100,000- $249,999	66	9.7%
Over $250,000	47	6.9%
Total	678	100.0%

Source: U.S. Census of Agriculture 2012 and earlier years, as tabulated by E. M. Pemrick & Co.

The 2012 Census data further indicates that 18 farms, 2.7 percent of all farms, with sales of $500,000 and over account for 42 percent of all agriculture product sales in the County.

With 50 percent of the farms in the County having sales of under $10,000 it may be that these farms are just starting, or part-time endeavors. The Census data indicates that in 2012 fully 46 percent of farms had operators who had off farm primary jobs. This was up from 42 percent in 2002. The challenge for agricultural economic and sustainability policy is to determine how might some of these small farms increase their production and market sales, if the operators are so willing

The large number of small farms in the county with minimal sales, and operators with other primary jobs, plus the concentration of sales among a few number of profitable larger ones, makes a county-wide agricultural sector business development strategy more complex. This Plan and its attendant programs must recognize the underlying agricultural structure, sales distribution and other attributes. The issue of whether farms with limited sales can and want to participate (successfully) in organized and focused business growth and development initiatives should be considered. Alternatively, it is necessary to evaluate the extent that farms with large sales and profitability will accept the value of participating with an organized County-wide effort to promote and expand the agriculture sector.

Sources of Market Sales

Knowing the dollar value of market sales by product category, as was illustrated above, does not identify the destination markets to specific intermediate processors and wholesalers, as well directly to retail and other commercial entities, as well as direct to households.

Only scant information is found in the Agricultural Census on market destinations. It indicates for example that farmers in Dutchess County are selling a greater proportion of their products directly to consumers, via farm stands, farmers markets and other venues. The growth has been significant:

Table 7 - Dutchess County Agricultural Sales- $millions

Year	Total ($millions)	To Individuals	% to individuals
2012	$49.0	$5.7	11.6
2007	44.9	2.8	6.2
2002	31.7	2.3	7.2
1997	36.1	1.6	0.4

Source: U.S. Census of Agriculture 2012 and earlier years, as tabulated by E. M. Pemrick & Co.

In the 2012 Census additional destination information was provided on certain farm practices- not by sales value, but only by the number of Duchess County farms participating, as follows:

Table 8 - Sources of Farm Income Other Than Product Sales

Marketing Practice	Number	% of all farms
Marketed products directly to retail outlets	72	10.6%
Used Community supported entities	10	1.5%
Produce/Sold Value added products	66	9.7%
On farm packing facility	19	2.8%

Source: U.S. Census of Agriculture 2012 and earlier years, as tabulated by E. M. Pemrick & Co.

Additional information and analysis on market destination opportunities and farm practices that return higher profit margins are critical elements in helping the County agricultural sector grow and prosper.

Farm Production Expenses and Income

The Census of Agriculture does not provide production costs or income data by type of farm product class, or size at the county level. With the very different production functions among the diverse subsectors of farming in the county, it is difficult to assess how key market forces interacted with operational costs to impact the "bottom line."

The information from the last two Censuses shows in the aggregate a net loss in farm cash income, – $17.2 million in 2012 and -$5.8 million in 2007. However, for both years there were "winners and losers." In 2012 there were 233 farms with net average gains of $48,317 and 445 farms with net average losses of -$63,847 (see New York State, Census of Agriculture 2012, table 4, page 269). Unfortunately, not published are the characteristics with respect to products types, acreage size or sales amounts, or other aspects. We do know that the County has many small farms, as measured by product sales, over 50 percent below $10,000 in sales. This concentration is very likely the major underlying negative with respect to overall county-wide farm profitability.

In 2012 gross income from other than product sales accounted for about 27 percent of all income, up from about 17 percent in 2007. Agricultural tourism and recreation services, a very small share of 'other income', did have large relative increase, with still only a handful of farms participating.

Table 9, shows a breakdown of production expenses for all farms in Dutchess County. The information indicates which categories rank highest, but does not provide any capability to assess cost effectiveness of farm operations in the county among farm types, sizes or between sectors or with farms in other counties.

The Census farm production cost and income information cannot be used directly to assess the specific public policy and private business initiatives and programs most necessary to improve the economic outlook for farming in Dutchess County. If the Census of Agriculture is reasonably accurate, from the traditional business model context, the overall agriculture sector is not in economic terms "healthy." However, the traditional business model is not necessarily the only yardstick to measure the economic, land use, and environmental and quality of life contributions of the agricultural sector to Dutchess County.

One of the issues raised over the years by farmers is the amount of tax they pay. Table 9 shows that farms paid about 6.8 million in property taxes, or about 8.6% of farm expenses. The tax burden is likely to affect the smaller and less profitable farms the most.

Table 9 - Dutchess County All Farms Production Expenses -2012

Production Expense	$Millions	Percent
Agricultural chemicals & fertilizer	$4.2	5.3%
Electricity & petrol. production	7.5	9.5
Feed	10.3	13.0
Labor –hired & contract	22.3	28.0
Livestock and poultry	1.2	1.5
Seed, bulbs, plants & trees	1.7	2.1
Supplies repair & maintenance	7.5	9.5
Property taxes	6.8	8.6
Selected expenses*	6.4	8.1
All other**	11.4	14.3
Total	$79.3	100.0%

Source: 2012 Census of Agriculture, NYS Report.

**Covers custom work and hauling, cash rent for land, buildings and grazing fees, rent & lease expense for machinery, equipment & vehicles and interest expense. These items are reported separately in the Census.*
*** Includes animal health costs, storage & warehousing, marketing & ginning expenses, and insurance.*

Characteristics of Farm Operators and Labor

As in other locations, the average age of farm operators in Dutchess County is increasing. In 2012 the average age of the 678 farm principal operators increased substantially to 58.8; with 63% over 55 years, 24% between 45-54 years, and only 13% under 44 years. An aging farm operator population is occurring throughout New York State. These figures exemplify the need to attract new, and younger farmers into the business sector.

Total farm operators, including principal ones, number 1,110 in the County and women account for 1/3 of principal operators and 36% of all operators. There were 339 farms in the county, who reported 712 (family) persons as unpaid workers.

Farm income alone cannot support many farmers and their families. In 2012 about 46 percent of all principal operators, higher than other Hudson Valley counties, have primary off farm occupations. In 2002 this percentage was 42 %.

Tenure, Acreage and legal Status

Understanding the demographics, tenure and the legal characteristics of the farm community in the County is essential to developing effective public and private initiatives to strengthen the agricultural base of the County and increase current low farm net incomes.

In 2012 70 percent of all farms in the County have only one owner, 23% have more than one owner and 7%, 45 farms, are tenant operated

Table 10 - 2012 US Census of Agriculture reported legal status for tax purposes for Duchess county farms

Business legal status	No. of farms	Average size (acres)
Family/or individual	446	130
Partnership	91	287
Corporation, family held	94	160
Corporation, other	29	208
Co-ops, estates/trusts, or institutional	18	39

Hired Labor

The 2012 Census reported 1,414 hired farm workers on 228 (48%) of all county farms. But only 129 reported 326 workers working more than 150 days per year. Farm payroll was $214 million and the average annual wage was $15,119, somewhat more of those working more than 150 days, which was $21,120. About 50 percent of all farm laborers worked 150 days, or more. Most farms with workers, 73%, employed less than 5 workers, 17% between 5-9 workers, and 10% 10 or more workers.

According to the Census, reported migrant worker are not a significant labor force element for Dutchess County farms. In 2012 only 15 farms reported 54 migrant workers, while Ulster County

reported 740 and Orange County 471 migrant workers. The size of crop farms is the key determinant in the need for and use of migrant labor (see next section).

The Census data by itself does not provide information on work force issues facing county farmers, but having sufficient and reliable farm workers is essential for many farm operations.

Market Value Agricultural Land

The market value of agricultural lands, buildings and equipment are substantial. In 2012, the value of land and buildings was over $583 million, up from $512 million in 2002 (a 1.8% increase). The percent change in value was much greater between 2002 and 2007 (12%). Market value of machinery increased almost 14% in those years from $30 million to $66 million.

The average market value of land and buildings per farm decreased however between 2007 and 2012, as did the average value per acre.

Table 11 – Dutchess County Market Value of Land, Buildings and Equipment on Farms 2002 to 2012.

	2012	2007	2002	% Change 2007-12	% Change 2002-07
Market Value of Land & Buildings: Total	$583,419,000	$573,270,000	$512,129,000	1.80%	11.90%
Average Per Farm	$860,499	$873,887	$766,660	-1.50%	14.00%
Average Per Acre	$5,187	$5,601	$6,291	-7.40%	-11.00%
Market Value of Machinery & Equipment: Total	$66,228,000	$58,294,000	$30,040,000	13.60%	94.10%
Average Per Farm	$97,681	$88,862	$58,787	9.90%	51.20%

Source: 2012 Census of Agriculture, NYS Report.

Comparing Agriculture in Dutchess County with other Hudson Valley Counties

In comparing historical trends for Dutchess County with several other adjacent and nearby counties of Columbia, Orange, Sullivan and Ulster we find many similarities. Some key 2012 characteristics for the five counties are found in tables 12, 13, and 14.

Table 12 - Agriculture Product Sales - 2012

County	Total Agricultural Sales ($ million)	Average Sales/farm	Crops (%)*	Livestock/Poultry (%) **	Largest Sales Categories
Dutchess	49.0	72,303	53.1	46.9	horses/ponies & grains
Columbia	66.5	134,663	54.0	46.0	Dairy
Orange	100.7	153,035	71.5	28.5	vegetables and nurseries
Sullivan	27.1	84,424	15.0	85.0	poultry/eggs, milk & prod
Ulster	55.9	115,019	83.0	17.0	fruit & vegetables

Source: U.S. Census of Agriculture 2012 and earlier years, as tabulated by E. M. Pemrick & Co.
**Includes nurseries and greenhouses*
***And their products*

The four counties are quite different in their sales characteristics with respect to aggregate amounts, averages per farm and distribution among commodity/product types. While Dutchess is the most diversified, it also has the lowest average sale per farm.

A telling economic indicator is that Dutchess County agriculture in 2012 in the aggregate suffered from an overall loss in farm profitability, the only one of the four counties, as shown below. Even those farms in the county with profitability have a lower net gain than those in the other counties, while farms with net losses in Dutchess had far greater net losses.

Table 13 - Comparative Profitability Agriculture Sector Profitability -2012

County	2012 Profitability* ($millions)	Net Gain Per farm **	Net Loss Per farm ***
Dutchess	-$17.2	$48,317	- $68,847
Columbia	$8.7	122,509	45,737
Orange	$13.0	106,520	- 44,015
Sullivan	$2.7	88,183	-29,953
Ulster	$6.6	105,036	-30,402

Source: U.S. Census of Agriculture 2012 and earlier years, as tabulated by E. M. Pemrick & Co.
**As measured by cash farm income **For farms with net cash gain*
**** For farms with net cash loss*

It is possible that Dutchess County farms did not show in the aggregate a profit for 2012 due to a combination of having proportionately more small farms with owner/operators having non farming primary occupations combined with relatively high non-farm incomes. This would allow them to run losses from their farm operations. Table 14 includes 2012 Census data that shows the proportion of farms having non-primary farm occupations by county. Of the four counties that were compared, Dutchess County has the highest percent of farms with operators whose farm is not their primary occupation. This data correlates to other data showing many small farms (in acreage as well as income) in Dutchess County. It is important to note however, that many such farms turn into larger operations over time. Further, an aggregate of small farms still contributes to the overall health and economy in the County.

Table 14 - Farms with non-primary farm occupations

County	Farms with non-primary farm occupations
Dutchess	45.7%
Columbia	38.5%
Orange	39.4%
Sullivan	40.5%
Ulster	32.7%

Source: U.S. Census of Agriculture 2012 and earlier years, as tabulated by E. M. Pemrick & Co.

Agriculture and the Chain Link to the Overall County Economy

Table 15 places in context the farm sector in Dutchess County with other vertically linked economic sectors associated with product chain originating "on the farm." This does not necessarily mean that sales of in-county farms are destined to in-county entities. Agriculture products flow across county, state and national borders.

Within the overall Dutchess County economy, farms and up-the-supply-chain economic entities represent a very small proportion of the County's total all-sectors employment and aggregate wages. Wages in these sectors are lower than the County average for all sectors. However, beyond standard economic measurements, a sustainable agriculture sector provides open space amenities and other quality of life benefits that contribute to Dutchess County being an attractive place to live and work.

Table 15 - Establishments, Employment, and Wages in Dutchess County -2012

	No. of Establishments	Employment	Annual Wages ($millions)	Average Wages
Agriculture Sector*	(farms) 678	1,114	$21.4	$15,119
Other Farm Products Sectors – subtotal**	142	1,434	43.0	$29,986
Total	820	2,548	64.4	$25,111
% of all Economic Sectors	10.1%	2.3%	1.2%	50.8%
All Sectors**	8,056	109,760	5,425.8	$49,433

*Sources: *2012 Census of Agriculture, NY State Report.*
*** Annualized data from Quarterly Census of Employment and Wages, NYS Department of Labor. Other farm product sectors include, with NAICS Codes: Support activities for animal production (1152); Food manufacturing (311); Grocery & related product wholesalers (4244): Nursery, garden centers & farm supply stores (44422); Specialty food stores (4452) and an estimated 15 percent of veterinary (54194) establishments and employment.*

The following tables include additional Dutchess County data from the US Census of Agriculture:

Dutchess County Average acres per farm					
2012	2007	2002	1997	1992	1987
166	156	168	198	198	203

Dutchess County Farms by Size, 2012		
Acreage	Number	Percent
1-9	85	12.5%
10-49	217	32.0%
50-179	218	32.2%
180-499	109	16.1%
500-999	35	5.2%
1,000 or more	14	2.1%
Total	**678**	**100.0%**

Dutchess County Farms by Value of Sales (Summary), 2007		
	Number	%
Less than $10,000	*346*	*52.7%*
$10,000 to $99,999	*210*	*32.0%*
$100,000 or More	*100*	*15.2%*
Total	**656**	**100.0%**
Change, 2007-12		
Less than $10,000	*-0.3%*	
$10,000 to $99,999	*4.8%*	
$100,000 or More	*13.0%*	
Total	**3.4%**	

Dutchess County Selected Practices, 2012							
Marketed products directly to retail outlets		Produced/sold value-added commodities		Marketed products thru community-supported agriculture		On-farm packing facility	
# farms	**%**	**# farms**	**%**	**# farms**	**%**	**# farms**	**%**
72	10.6%	66	9.7%	10	1.5%	19	2.8%

Dutchess County Farms by Value of Sales, 2012		
	Number	%
Less than $1,000	171	25.2%
$1,000 to $2,499	62	9.1%
$2,500 to $4,999	41	6.0%
$5,000 to $9,999	71	10.5%
$10,000 to $19,999	73	10.8%
$20,000 to $24,999	23	3.4%
$25,000 to $39,999	45	6.6%
$40,000 to $49,999	20	2.9%
$50,000 to $99,999	59	8.7%
$100,000 to $249,999	66	9.7%
$250,000 to $499,999	29	4.3%
$500,000 or More	18	2.7%
Total	**678**	**100.0%**
Less than $10,000	*345*	*50.9%*
$10,000 to $99,999	*220*	*32.4%*
$100,000 or More	*113*	*16.7%*

Dutchess County Farms by Commodity, 2012		
Farms with...	Number	%
Cattles and calves	160	23.6%
Beef cows	102	15.0%
Milk cows	35	5.2%
Hogs and pigs	33	4.9%
Sheep and lambs	77	11.4%
Note: numbers add up to more than the total because some farms sell more than one commodity		

Dutchess County Farms with Sales of Less than $500,000/Year						
# of Farms	Total Sales	Average Per Farm	# of Farms	% of Farms	Total Sales	% of Sales
678	$49,022,000	$72,303	660	97%	$28,189,000	58%

Dutchess County Cropland (acres)						
2012	2007	2002	1997	1992	1987	% net change, 1987-2012
45,576	46,938	59,255	62,898	59,901	69,907	-34.8%

Dutchess County Harvested cropland (acres)						
2012	2007	2002	1997	1992	1987	% net change, 1987-2012
38,941	37,961	43,528	41,212	40,775	46,676	-16.6%

Dutchess County Average sales per farm (NOT inflation-adjusted)						
2012	2007	2002	1997	1992	1987	% net change, 1987-2012
$72,303	$68,393	$47,544	$54,586	$59,730	$61,249	18.0%
Dutchess County Average sales per farm in constant 2012 dollars						
$72,303	$75,740	$60,643	$78,092	$97,758	$123,735	-41.6%

Dutchess County Agricultural products sold directly to individuals in constant 2012 ($)			
2007	2002	1997	% change, 1997-2012
$ 3,073,090	$2,947,704	$ 2,233,190	153.4%

Dutchess County Number of dairy farms (i.e., farms with milk cows)						
2012	2007	2002	1997	1992	1987	% net change, 1987-2012
35	38	45	64	81	126	-72.2%

Average milk cows per dairy farm							
	2012	2007	2002	1997	1992	1987	% net change, 1987-2012
Dutchess County	63	65	64	65	57	61	3.3%
NYS avg	113	110	91	80	67	59	91.5%

Appendix 3. Outline of the Planning process

The planning process was organized by the Dutchess County Agricultural and Farmland Protection Board (AFPB) with coordination by the Dutchess County Department of Planning and Development. Work began with the formation of a steering committee composed of AFPB members, farmers, staff from County Planning, Cornell Cooperative Extension, NY Farm Bureau, County Soil and Water Conservation District, and Dutchess Land Conservancy. This steering committee then hired a team of planning consultants to assist in developing the plan.

This Plan was prepared with extensive input from farmers, government agencies, not-for-profit organizations, and the general public. Input was received through meetings of the steering committee and the AFPB, a farm operator's survey, a general public survey, a municipal official's survey, and interviews with several other stakeholders. From these activities the steering committee identified agricultural issues, strengths, weaknesses, and opportunities in Dutchess County. Farmer input was critical to the development of the initial vision and subsequent goals and recommendations.

The planning process began with the formation of the steering committee in August 2013, and continued with the following steps taken over a 14 month period:

- September 2013 - The steering committee began working with consultants on the plan, with monthly meetings to communicate progress and share information.
- October 2014 - The county set up a project website to help promote the plan, and to share information with farmers and the general public. Cornell Cooperative Extension Dutchess County also used their existing Facebook account as a promotional tool, advertising events and updates on the plan's progress.
- November 2013, continuing into January 2014 - Developed 3 online surveys targeted to different audiences: Farm producers, municipal officials, and the general public were asked to identify farm related issues and needs, and to describe their vision for the future of agriculture in the county.
- December 12, 2013 - Facilitated a well-attended stakeholder input meeting with farmers, agriculture related businesses, government officials, and some members of the public. The committee gained valuable input on the issues facing agriculture in Dutchess County, and from that, developed a vision for the future of farming in the county.
- January 2014 - The Steering Committee and consultants conducted several phone interviews with selected additional stakeholders.
- February 2014 - Geographic data and maps were collected and analyzed in order to document current conditions and characteristics of farms and farmland in the County.
- February 2014, continuing into March and June - Developed a description and map of priority farmland areas. Used a modified Land Evaluation and Site Assessment model (LESA) to evaluate criteria that could affect farming and its viability. (See Priority Agriculture Area section and Appendix 6)
- February 2014 - Tour of county farm operations with the consultants and a sub-group of the steering committee.
- February through March 2014 - Information learned from the public input and collected data was used to identify the county's agricultural strengths, weaknesses, opportunities, and threats (See SWOT Section).
- April 2014 - A long-term vision and a set of goals were established.

- May through June 2014 - Specific strategies were identified to help the County meet its long-term goals.
- July through September 2014 - Assembled sections of the plan and developed a full draft plan for the committees review that meets the statutory requirements of Section 324-a of Article 25 AAA of the New York State Agriculture and Markets Law, along with Circular 1500.
- October 29, 2014 - The Steering Committee conducted a Public Hearing to present the plan and hear comments from the public and farmers.
- January 2015 - The Draft Plan was delivered to the Dutchess County Legislature for their consideration and adoption.
- March 2015 - Plan submitted to NYS Department of Agriculture and Markets for their consideration and approval.

Appendix 4. Farmer and Public Input

Kick Off Meeting

In December 2013, a public meeting was held to solicit input from residents, landowners and farmers. The meeting concentrated on identifying strengths, weaknesses, opportunities and threats that participants felt were affecting agriculture in the County. The following is an organized summary of the comments made. This information was invaluable in forming the full Strength, Weakness, Opportunity, and Threats (SWOT) analysis for this Plan.

What are the issues facing agriculture in Dutchess County?

- Taxes: High taxes, local, county and state. Property taxes in NYS and Dutchess County. Taxes.
- Agricultural Assessments: Agricultural Assessments are increasing over time. Even though there is a cap now, they will still go up. Assessments on structures are based on the replacement value and this makes assessments and thus taxes much higher. Agricultural assessment system is not small-farm friendly
- Regulations: EPA and state environmental laws are restrictive. Concern over rules and regulations. 1) Small agricultural operations have barriers because the rules are the same for large and small operations. That is not fair, nor sustainable. Small farms can't cover the costs. Licensing for slaughterhouses – same fees for small operations as large ones and that is not fair. 2) State laws for selling raw milk are restrictive. Unduly restrictive regulations (local). Milan zoning – need an area variance for a farm fence. Small farms – regulations are time consuming and need to be scaled and commodity specific. They are daunting for the younger generation.
- High Cost of Farming in Dutchess: The area is difficult to do farming in due to high land rental prices, high land purchase price, high cost of agricultural services, etc. Farmers have to go out of town to get farm services – it is hard to access services here. It is hard for young people without a family farm to enter farming. No young farmers are able to come back here to farm. Land prices for farmland are too high. Support businesses are needed High cost of land makes it hard for young farmers to acquire land.
- Lack of Education and Awareness about Agriculture: Nobody helps educate people about or promote the use of land for direct sale operations. County cut 4-H and Ag in the Classroom – now there is little ag-related education. Awareness of agriculture in Dutchess County. Public is not familiar with farm operations. Public education needed– on Farm-to-Fork, GMO vs. conventional, what do slaughterhouses really do to the area. Young farmers need mentoring, education, training, land and ongoing capital. There is need for non-farm landowner training Lack of education of landlords about farming. Need to get info to land owners. There is a cultural shift when land has gone from farmer to non-farmer. Fewer farmers to mentor young farmers. Need to make connections. Misunderstanding about pesticides – need to educate.
- Lack of Transportation: There is need of better transportation to take advantage of direct sales as there is no good access to New York City.
- Lack of Processing and Slaughterhouses: Lack of slaughterhouse prevents agriculture from expanding. Processing of animals, nothing close or accessible, too much travel time. Worse if doing poultry and sheep.
- Labor issues: Difficult to find labor. Labor, farmers, and housing – fewer people to lease land to. Finding good help – immigration laws

- Lack of Communication: the internet is fragmenting people as there is too much information and fragmented. It has caused less social interaction. This is related to the shrinking of CCE. People don't know what is going on, and it is less clear now. Disorganization – too many things going on to coordinate, e. g. research and education, distribution capacity. Need an organization where Agricultural can "interact". Communication – need better non-farmer landowner/farmer relationships. We are diverse but factions – need agricultural summit to bring together and make more connections.
- Difficult Access to Grant Funding: It is hard to find, access, or know what to do to get grant monies. There is no central clearinghouse of that information. It is hard to access USDA funding and does not believe that USDA is honest around here.
- Lack of access to land: County hasn't done enough to protect farmland. There needs to be limits as to who can purchase farmland. IE, farmers should get to buy the farmland, rather than non-farmers. Would like to lease property for vineyard, but long term investment is too much. Long term access to land, need some kind of lease structure. Despite proliferation of small farms/niche farms – big opportunities to effectively preserve farm acreage. Availability of land to younger farmers is an issue. There are startup hurdles such as capital. Need larger scale production to keep large farm acreage open for profitable farming.
- Animal welfare rights – they use subversive techniques and are out to get animal agriculture.
- Technology – it is used unevenly – is everyone keeping up with it? Can everyone access it?
- There are no longer any grain mills around in the county.
- Municipal attitudes are not always good. In Amenia, there are no farmers on the Planning Board or Town Board and they don't really want farmers to participate.
- Utility line expansion is impacting the farm community. This should be addressed regionally.
- All resources related to grapes are oriented toward Finger Lakes. However, there is much need in the Hudson Valley and there is minimal grape assistance offered here. Cornell gives too much emphasis to the Finger Lakes region. The region is 500 tons short of grapes, need more production.
- Signage regulations are not farm friendly – cannot be more than 5 miles away
- Marketing – need shorter distribution distances between the producer and the consumer, fewer hands in between
- Additional transition strategies
- Need new and expanded funding tools, not enough money to cover current needs
- Creative outlets in education to expand markets
- What is agriculture and where do horses fit in? Handling the transformation from dairy to horse farm
- Needs agricultural economic development – tourism is critical. Capital investments needed – people will spend in the area if possible.

What do you hope agriculture will be like in the County in the next 10 to 15 years?

- Vibrant, diversified agriculture throughout the county with food going into local markets where they are priced competitively to keep California and international food out. 75% of all product is used within 25 miles, all else is exported
- Doubling of Agricultural production value in Dutchess County – a goal
- Doubling of public support, also
- We have methane digesters and municipal waste used to generate power.

- County agency exists to educate farmers to take advantage of NYC markets and more people have operations oriented to farm to table/direct markets.
- There is an educated labor force available.
- Schools have educational programs related to agriculture.
- People are educated as to why homes in the middle of field are bad
- More farms are under cover with hoop houses and have extended their growing seasons.
- Grants exist and farmers have a simple way to access and apply for them.
- Local people can afford to buy local products.
- We realize that the cheap food policy of the United States is not wise and we have a new policy that allows people to buy locally, where people understand the food system and costs, and where farmers receive a fair price for their product.
- No farm goes out of business because they get adequate prices for their product.
- There is a cooperative solar energy project on a regional basis.
- Where we can drive down the road and see crops and not abandoned fields and houses.
- We have feed delivered by drones (message being that new technologies are used)
- Towns will include agriculture in their comprehensive plans and this inclusion recognizes that agriculture is changing and they change their policies to support it.
- There is no stigma for those who are employed as farm laborers.
- Kids are interested in and educated about agriculture and there is an introduction to agriculture class that is mandatory in local schools.
- Permanent preservation of the best soil types for future agriculture
- More land placed into conservancy
- Permanently preserved farmland
- Uniform branding of Dutchess County products
- Continued family farms
- Young people, families are farming. Young farmers are able to make a living and it is economically viable.
- Tax formula changed, farmland taxes less, including the house
- Distribution hubs that connect farms and users
- Farm friendly zoning in all towns
- Federal and local regulations that actually assist smaller on-farm slaughter of animals
- More food hubs, with refrigeration, low-cost distribution
- Red-meat – need a permanently placed facility. Mobile doesn't work for red meat
- Better connection between what's being produced and those living here – heating with biomass, more value added products
- Opportunities are here, but unrealized. It's a "honey-hole" compared to western part of NYS
- Less government control
- Legalized signage connecting farms and places that use local agriculture products
- Next census will show more young farmers
- Good farmers = professionals
- Land is available here
- Change negative attitudes such as 'can't make a decent living' –it is a businesses, not just lifestyle and you can make a living.

What opportunities, projects or programs do you think the County should undertake to help sustain agriculture?

- Work to create different rules for small operations.
- Develop a program so farmers have an option to purchase land at its agricultural value (similar to a program from Vermont).
- Zoning regulations – as in Kentucky, 40 acre lots cannot be subdivided
- Have a SCORE program for ag.
- Create easier laws on raw milk and allow to be sold off farm.
- Promote use of methane digesters.
- Promote more breweries and distillery
- Take advantage of NYC markets
- Use vans to transport produce to NYC on Taconic Parkway
- Work with local governments to change zoning to allow for more than one business on a farm.
- Create a solar energy cooperative
- Start education programs for farm labor
- Start education program for agricultural literacy for students.
- Have a person to help with and a mechanism for a central clearing house for ag-related grants. The county agencies should get together and have a coordinated grant writer.
- Require supermarkets to buy a certain percentage of their produce locally. And convince community that is what they want.
- Require schools to buy local.
- Food hubs
- Virtual food hub – a way for farmers to share excess product or capacity with other farmers – online
- Private enterprise food hubs, with capital supplied by private businesses
- Counties first goal should be to retain and enhance businesses already here. There is more need to have agriculture as an emphasis in the economic development programs in the county. There needs to be recognition and incentives and programs must shift focus from creating only jobs.
- Get together as a region and have coordination among the counties. Have a summit together to discuss commonalities.
- Connect the public with the farmer
- Connect the farmer with other farmers
- Young farmers – 4-H continued, FFA in more than 2 schools, State University in the area with an Agricultural program
- Have a county-sponsored training center for horses. Have barns to rent out for this purpose – possibly at the fairgrounds. Nobody else has a training center like this and it could be a big benefit to agriculture.
- Tax relief for young farmers
- Distribution
- Highland Labs not funded (grapes)
- Evaluate metrics of the value of agriculture – measure it, data analysis
- County – continued public funding for agriculture preservation
- Agri-Business "Empire Zone"
- Employment process is onerous – State could simplify
- A reality show called "Farm Swap"
- Television commercials, campaign at state level
- Constrain property taxes at all levels, farm value assessment

- Local farm zoning
- To bring in young farmers – CLC – match beginning farmers with willing land owners
- Gathering information – Sharing of what excesses you have (products, capacity, equipment)
- DLC – land/farmer program
- Start with students – consciousness of choices, local sources of food.
- FFA – expand to BOCES
- Tap into region's brain power
- Start a program to rent large equipment to small operators. Coordinated by SWCD.
- Reach out to county and state leadership – take advantage of representation
- Have regional reconciliation of various agricultural plans.

Survey Results

The Steering Committee developed three surveys in an effort to gain input for the plan. The groups targeted were - farm operators, municipal officials, and the general public. Notices were distributed to partner agency contact lists, land conservancies, farm organizations, businesses, local news outlets, radio, the CCEDC Facebook page, and at public gatherings. Participants were able to complete the surveys online, or via hard copies distributed through the planning department.

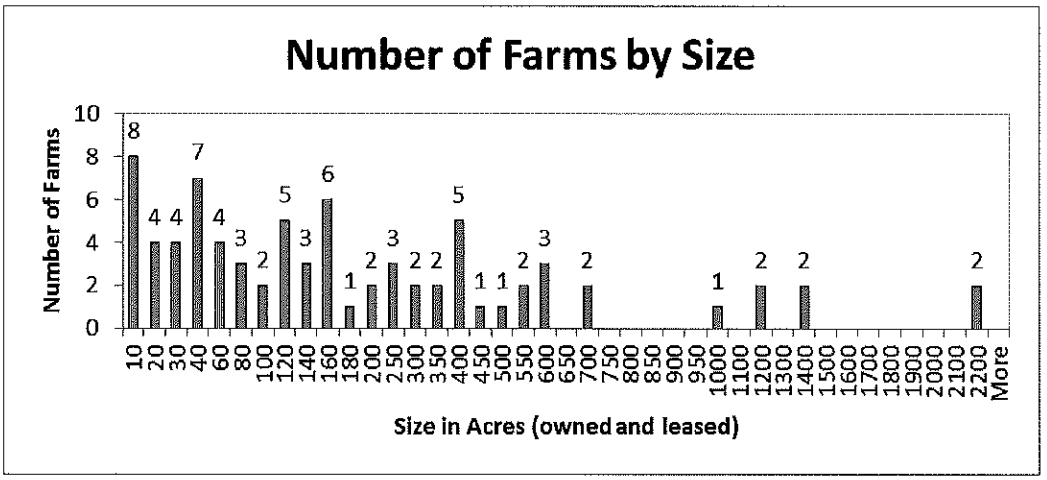
Overall, there was a positive tone to the responses from all three groups. Farmers generally stated they intend to continue farming into the future. A shortage of labor and lack of processing facilities were two needs often cited in the farmers' responses, as well as a glut of farmers' markets. Public responses indicated a strong interest in locally grown products and farmers' markets, as well as support for public expenditures to secure the future of agriculture in Dutchess County.

Summaries of the results of all three surveys follow:

Farm Operators Survey

Summary - 77 responses

- A good cross section of farm sizes, although there are obviously smaller farms, many less than 40 acres of owned land.



- Responses were received from all towns except Poughkeepsie and Fishkill
- Highest responses were: 13 in Washington (2 of those in the village of Millbrook), 12 in Red Hook (1 of those in the village of Tivoli), 11 in Amenia, 9 in Stanford, and 8 in North East (3 of those in the village of Millerton).
- A broad range of years in farming.
- Average – 29 years, with 33% responding 10 years or less. 30% between 10 and 25 years, and 37% from 25 to multiple generations.
- Total acreage represented: 21,533 acres (owned and rented)
- Average farm size represented: 308 acres (also owned and rented)
- Types of farms represented: Hay – 30, Sheep – 27, Vegetables – 26, Cash crops, Chickens – 21 each, Horses – 20
- About half had some kind of secondary value-added or agri-tourism use
- More than half (53%) get less than 25% of income from their farm
- Most sell direct to consumer, with farmers' markets and on-farm stores being the most popular. But, most do not use the NYC markets.
- A large majority are enrolled in an Agricultural District (85%) or use Agricultural Value Assessment (74%). However, 7 respondents (9%) do not take advantage of either program.

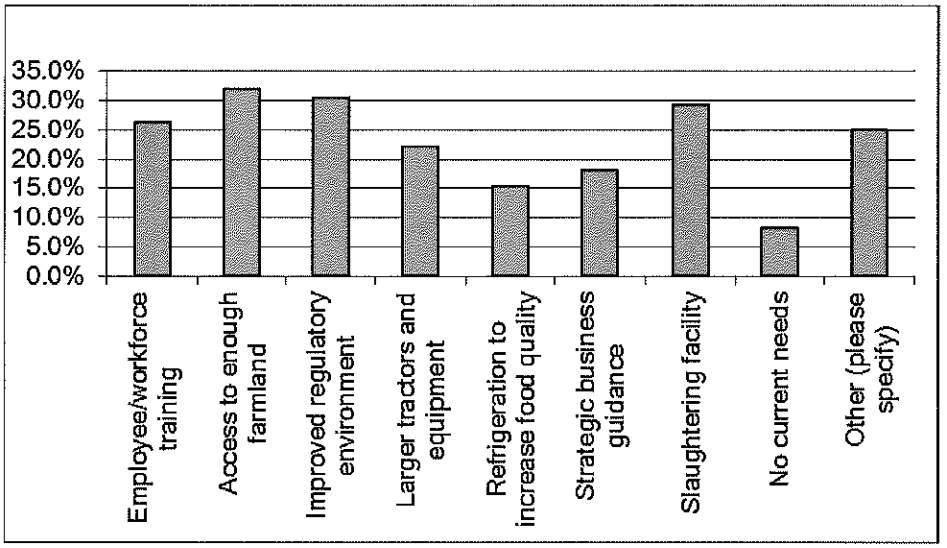
- The greatest issues facing farmers in your town:

Issue	Number of Responses
Property taxes	46
High land prices	30
Low profitability/low prices for products sold	27
Production Costs	26
Loss of farmland	17
Availability of labor	17
Development pressure in the area	16
Residential encroachment	15
Lack of processing facilities	13
Land use regulations	12
Fuel cost	12
Other taxes	12
Lack of farming support services	12
Cost of investment capital	12
Lack of family succession	11
Environmental regulations	10
Lack of market growth for farm products	8
Access to financing and investment capital	8
Marketing	7
Availability of land	6
Access to agri-services	5
Lack of local consumers	5

- Labor is largest barrier to expanding production, followed by property taxes
- Over 1/3 have had conflicts with non-farm neighbors
- More than half intend to increase farming operation, and/or diversify. Few intend to sell.
- Most would like to expand by selling directly from the farm, direct to consumers.
- Crops/Species of interest:

Beans	Ducks	Pumpkins
Beef	Flowers	Quail
Berries	Grains	Ramps
Chickens	Grapes	Shrubs
Christmas Trees	Hay	Small fruits
Corn	Honey	Soybeans
Cover Crops	Hops	Turkeys
Currents	Pigs	Vegetables

- Business needs in order to grow the business:



- Yes, local planning boards need more information about agriculture and farming (86%).
- Yes, there is interest in expanding into out of county markets (NYC, Albany)

At the February 25th Steering Committee meeting, the question was raised about where the farms were that respondents answered were neither in an agricultural district, nor enrolled in the agricultural assessment program.

- There were 7 respondents that answered 'no' to both questions 17 (Agricultural District) and 18 (Agricultural Assessment).These farms were located in: Pine Plains, Hyde Park, Clinton/Stanford (one farm, 2 towns), Dover, and Washington.
- The farms ranged in size from 3 to 150 acres, with a total of 323 acres, and an average size of 46 acres.
- Uses of this land include: Beekeeping, Cash crops, cattle, chickens, fruit, goats, horses, maple products (including birch syrup), sheep, turkeys, fiber, and one butterfly farm (the second largest parcel, at 100 acres).

Public Survey

Summary - 230 responses

- All towns and cities are represented. Hyde Park, Milan, Pine Plains, Pleasant Valley, Poughkeepsie, Red Hook, Standfordville, and Washington were among those locations that were most common however.
- 94% said local agriculture and farmland is very important to them.
- 94% said that the loss in farms and farmland over the past few decades is very important because agriculture is part of the regional economy, it maintains the town's rural character, availability of fresh local food is important and that agriculture preserves open space. The public clearly recognizes the many different roles agriculture plays. This includes economic and non-economic roles. 98% believe Agriculture

is important to the overall economy of Dutchess County. 89% said open space maintained by farms, including scenic views of farmland, are very important, 9% somewhat important and 1% not important.

- When making decisions about what food to buy, the 2 most important factors are freshness/quality and whether it is locally grown or produced. Price is an important factor, but not as important as quality and whether it is locally grown. 55% would be willing to pay a higher price for locally grown foods, but not if the prices is substantially higher. 43% willing to pay higher price.
- Food purchased at all the options except convenience store and through CSA's.
- Farmers markets that are used are :Adams, Amenia, Arlington, Beacon, Cold Spring, Fishkill, Grieg Farm, Hahn Farm, Hudson Valley Farm Market (Grieg Farm?), Hyde Park, Kingston, LaGrange, Migliorelli, Milan, Millbrook, Millerton, Montgomery Place, North East Farmers' Market, Pawling, (Paley's?), Pleasant Valley, Poughkeepsie/Vassar College, Red Hook, Rhinebeck, Saugerties, Schoharie County/Middleburgh, Stuart's Farm, formerly – Wassaic, Fishkill.
- 79% say more can or needs to be done by the State or County to preserve agriculture with 20.4% don't know.
- 60% say agriculture is a topic of general importance to other residents in your community. Comments added as to why it is of importance discuss how important it is to maintain open space, for food, jobs, and rural way of life. Some people commented that many residents don't think about where their food comes from and that the role farms play is not paid enough attention. There is general appreciation for rural character and quality of life which is attributed to farms.
- Survey participants seem to be very aware of the issues facing farmers and feel that taxes and financial difficulties are the biggest challenges. There is also recognition of labor issues, development pressure, cost of land, and concerns over lack of the next generation of farmers.
- About 69% said there were no other foods they desire that are not currently being raised. 31% said there were and those included apples, buffalo, goat products, additional meet products, and specialty products such as raw milk and mushrooms.
- 8% say they have encountered conflicts with a farmer or other agricultural operation; 92% say they have not.
- Some municipalities in other parts of New York State offer farmers reductions in local property taxes in exchange for their commitment to keep farm land in production. 78% strongly favor this; 15% somewhat favor this, 4% neutral, 2% somewhat oppose, and 1% strongly oppose.
- A strong majority supported all of the incentives or initiatives offered in question 17 for helping keep farming viable. The highest level of support was for tax incentives to preserve farmland, helping farmers obtain grants, and organize activities to promote locally-grown farm products. Just over half of the participants supported purchase of farmland or development rights programs.
- 90% would you support agricultural classes and Future Farmers of America (FFA) programs in high schools and BOCES, 9% maybe/undecided.

Municipal Officials Survey

Summary - 35 responses

- Majority felt agriculture is very important to the local economy or somewhat important. Two did not feel it was important. Similarly, about half felt farm-related businesses were very important to their local economy or somewhat important. Six said these types of businesses were not important. When asked why they were important, officials recognized that agriculture contributes to jobs, tourist economy as most

important, and then for property and sales taxes. Open space, local food, and lifestyle were other roles they mentioned.

- Every single participant agreed that farming contributes to their community in non-economic ways. There was a majority of agreement that farms contribute to green space, food, wildlife habitats, rural lifestyles, scenic values, farm animals, and cultural heritage. Access to local food was the top answer followed by scenic value and rural lifestyles.
- When asked about the overall level of support in the community for farming, there was a wide range of answers but there was moderate to high support overall. Two people indicated there was little interest in supporting agriculture in their community and an additional four people said there was some interest.
- There is recognition of the financial and tax issues faced by farmers. This was the number one answer for challenges facing farms in their community. Sprawl, labor, non-farm neighbors and regulations were other major challenges that were mentioned. In response to this, offering tax benefits, agriculture or other special districts, and venues for farmers markets were the most common response to what benefits the municipality offers to farms.
- Loss of farmland was very important to the majority of respondents (83%), or somewhat important (14%). Only one person indicated that loss of farmland was not important.
- 74% said they had programs or policies in place to protect farmlands or promote farming. These included including agriculture in comprehensive plans, allowing direct sales from farm stands, allowing farms in more than one zoning district, allowing for cluster/conservation subdivision, and allowing agricultural use of preserved open spaces. Ten out of the 35 indicated they had a right to farm law. Buffers, local PDR, local tax incentives and a Town Agricultural Advisory Committee were not common programs (identified by six participants).
- There was a lot of support for providing incentive financing to farmers who want to expand or diversify.
- Fairs, festivals and farmers markets are common. These included special events, community days related to farms, agricultural fairs, FFA or other festivals, farmers markets were the most common event held.
- About half indicated that they have farmers serving on planning or zoning boards. Eleven did not, and four did not know.
- Some conflicts with agriculture operations exist (about 30% of the participants were aware of such conflicts). These relate to smell, spraying, and manure, opposition to various zoning and land preservation initiatives, or other land use requirements.

Interviews

As part of the public input effort, telephone interviews were conducted with individuals or organizations identified by the Agricultural and Farmland Protection Plan Steering Committee and invited to be part of a Stakeholders Group . Twenty-one separate interviews were done. Interviewees included farmers, agri-businesses, farm-related organizations and land trusts, retail operations, and agencies such as the County Real Property Tax Office. The purpose of these interviews was to further identify the kinds of agricultural operations taking place or services being offered in the County and to be able to discuss in depth, issues facing farmers in general and their operation or organization in particular. Discussions revolved around what people felt were the strengths, weaknesses, and opportunities facing agriculture, and to explore trends they felt were important.

The following interviews were conducted:

Battenfeld's Christmas Tree Farm
Crop Production Services
Dan Briggs Finance and Business Planning
Dutchess County Agricultural Society
Dutchess County Agricultural and Farmland Protection Board
Dutchess County Real Property Tax Service
Dutchess County Tourism
Dutchess Land Conservancy
Farm Credit East
Glynwood Center
Hahn farm
Hearty Roots Community Farm
Hudson Valley Agribusiness Development Corporation (HVADC)
KT Tobin, Center for Research, Regional Education and Outreach (CRREO)
Lucy Hayden, Winnakee Land Trust
Mead Orchards
Migliorelli Farm
Mike Lawrence Farm
Red Devon Restaurant
Scenic Hudson Land Trust
Sisters Hill Farm

The information learned from these interviews was organized by topic, and as to whether the comment represented a strength, weakness, opportunity, or threat to agriculture in Dutchess County. The final SWOT analysis (section 5) incorporates all comments received.

Appendix 5. Review of Planning and Zoning

Highlights of Zoning and Comprehensive Plan Review

Why Review Zoning and Plans?

A comprehensive plan is the foundation for local land use regulation and is important because it also establishes the policies, vision, and strategies desired by a community. Land use regulations including zoning flow from the plan to meet those community objectives. Both can affect agriculture in many ways. Zoning can create opportunities or place barriers to farming. The goal of the agricultural and Farmland Protection Plan is to remove as many barriers as possible, and enhance the opportunities farm-friendly zoning can open up in a municipality.

At the most basic level, zoning often specifies where and what types of farms can operate and at what intensity farmland could be developed for other uses. Zoning identifies whether a farm use is permitted as of right, needing no further planning board review, or if it requires a lengthier process such as a site plan or special use permit approval. Some zoning laws go beyond this to regulate setbacks, height, and size of farm buildings. Others establish minimum acres required in order to be considered a farm, while still others regulate the number of animals a farmer could have.

Choices made by local communities in their zoning can drive up land values, make farm expansion or start-ups difficult, cause fragmentation of viable farmland, and hasten conversion to other uses. When local laws restrict agriculture, a sense of impermanence for farming can develop which in turn, can foster disinvestment in farm operations, and ultimately lead to sale of the land for development. This effect, coupled with the growth pressures being experienced, especially in the southern part of Dutchess County, and other farm-related issues such as aging farmers, an agricultural economy transitioning away from livestock and dairy, and the challenge of intergenerational transfer can make selling the land for non-farm development appealing.

The New York State Department of Agriculture and Markets provides several guides for municipalities including "Guidelines of Review of Local Zoning and Planning Laws" and "Local Laws and Agricultural Districts: Guidance for Local Governments and Farmers.

A review of local comprehensive plans and zoning laws was done to gauge the level of support given to agriculture in Dutchess County and to identify areas where these could be strengthened to promote farming. This review included eighteen towns and five villages, including towns that have land both in and out of New York State Agricultural Districts. The results of this review are translated into specific recommendations about changes that can be made locally to improve the farm-friendliness of plans and zoning laws.

The results are summarized below to give an overall picture of 'farm-friendliness' of municipalities in the county. Individual towns that may be interested in their specific audit can contact Dutchess County Planning and Development for that information. Appendix 5 includes the specific criteria used in this evaluation.

The following Towns were included in the review:

Wappinger, North East, Pawling, Clinton, LaGrange, Red Hook, Washington, East Fishkill, Pine Plains

For each community, both the comprehensive plan and zoning law were reviewed for 'farm-friendliness'. 'Farm-Friendliness' was gauged based on how the community planned for and promotes agriculture. Communities that are farm-friendly have the following characteristics:

Farm-Friendly Criteria

Comprehensive Plans

1. Their comprehensive plan has a section on agriculture.
2. Their plan includes maps of agricultural lands, important farmland soils, agricultural districts, and other farm-related resources to show the extent of agriculture and its character in Town.
3. It explores the role of agriculture in the community and public input was received that identified agriculture as an important component of the community.
4. The plan establishes a vision statement or goals that address agriculture and there is visible demonstration of the value of agriculture to the community in the plan.
5. The plan considers agriculture as an important resource in Town.
6. The plan recognizes or references a local or county agricultural and farmland protection plan.
7. The plan establishes policies towards farmland and farming. It discusses a policy for PDR, LDR or TDR as tools.
8. It identifies the value of farmland and farms to the community.
9. It offers recommended actions related to farming or farmland or ways to preserve or enhance farming.
10. The plan establishes a policy and/or future actions for the agricultural use of open space that may be created in a conservation subdivision or clustering.
11. The plan discusses NYS agricultural districts and how the town can be supportive of that.

Zoning Law

1. The zoning's purpose statement includes a discussion of agriculture, or promoting or preserving agriculture specifically.
2. Zoning allows agriculture as a permitted use by right.
3. Zoning does not prohibit agriculture in any district other than hamlet centers or commercial areas.
4. No special use permits for agriculture or ag-related uses are required in any district.
5. No higher density or commercial growth in core farm areas or where a NYS Agricultural District exists are allowed.
6. Zoning establishes a local agricultural zoning district, agricultural overlay district, or special use district for agriculture.
7. Zoning allows farms to have more than one business on the farmed parcel or offers flexibility to accommodate the needs of agricultural businesses.
8. Buffer areas between farmland and residential uses are required for new construction or subdivision.
9. Innovative development patterns that preserve farmland are encouraged, allowed, or mandated (conservation subdivision, clustering, TDR).
10. Off-site or on-site signs are allowed to attract and direct people to farm stands.
11. Farm stands, farm retail markets, agri-tourist businesses, breweries, etc. are allowed on the farmed parcel.
12. Farm processing facilities such as community kitchens, slaughterhouse, etc. are allowed.
13. Farm stands are not limited to selling just products from that one farm and do not need site plan review or special permits.

14. Zoning allows for accessory uses such as greenhouses, barns, garages, equipment storage etc., permitted as of right.
15. Application requirements include submittal of information or maps about farming that might be taking place on or near the project parcel, whether it is in an agricultural district, what farming activities take place on or near the site and whether prime farmland soils are present.
16. The PB or ZBA is charged with evaluating impacts of a project on agriculture.
17. Zoning defines agriculture, agricultural structure, farm worker housing, agri-tourism, agri-business and farm-related broadly and are not confined to a certain number of acres or income earned.
18. Non-traditional or retail based farm businesses are allowed.
19. The agricultural data statement as per AML 25-aa is required as part of an application for site plan, subdivision, special use or other zoning.
20. The agricultural disclosure statement is required on plans or plats when development takes place in a NY certified agricultural district.
21. Zoning defines and allows for farm worker housing, including use of mobile homes.
22. Silos and other farm structures are exempt from height requirements.
23. Personal wind mills and solar panels are allowed as a farm structure as per NYS either with permits or permitted as of right.
24. Zoning does not regulate farms by number of animals.

Summary Comprehensive Plan Review

For the most part, all the towns included in the review have comprehensive plans that address agriculture. Overall, long-range planning via comprehensive plans shows much support for agriculture in these nine towns. That is an excellent starting place. However, agriculture is treated differently in different locations. Some don't emphasize agriculture very much but place value on farms for their contribution to desired rural character. Others specifically identify the important role agriculture plays in the economy, environment, and culture of the community.

Comprehensive plan treatment of agriculture can, in general, be strengthened in the following ways:

a. Comprehensive plans should discuss and integrate data, maps, and recommendations from the County Agricultural and Farmland Protection Plan in a far greater way than currently exists. At the least, more detailed maps at the local level that show agricultural districts, prime farmland soils and soils of statewide significance and locations of active farm operations are critical to the overall planning process.
b. The County plan should be referenced and acknowledged at least. Seven of the nine communities did not discuss in anyway the County-level plan. One of the issues facing agriculture is lack of coordination. Some level of reference or coordination of agricultural programs between County and local communities will be important.
c. Town-level plans should identify, map, and discuss the role and importance of NYS Agricultural Districts and the Agricultural District Program more extensively. Four of the nine communities discussed Agricultural Districts. Of those four, none really discussed the programs and benefits of the Agricultural District, nor planned for any correlation of local programs with them.

Summary of Zoning Review

1. Red Hook, Pine Plains and Washington were the most farm-friendly of the nine. Wappinger and East Fishkill were less farm-friendly.
2. There is often a disconnect between plans and laws. The support shown for agriculture via the comprehensive plans often is not translated into a supportive regulatory climate for farms in zoning. Some towns that had farm-friendly plans did not have particularly farm-friendly zoning.
3. Only four of the towns included protection and promotion of agriculture as a purpose statement in the zoning. Strengthening zoning purpose statements specifying that maintenance of farms and protection of farmlands is a significant goal of the land use regulations is recommended.
4. Six of the nine Towns require special use permits for a variety of agricultural operations. Some require special use permits for farms that have large numbers of animals (especially caged poultry farms and pigs), farm stands, stables, and other agricultural uses. The Department of Agricultural and Markets generally views special use permit requirements for farm-related activities as unreasonable. It is recognized that a town may want some review over some types of agricultural operations and it is recommended that a modified site plan review be used instead of special use permits.
5. Ensuring some buffering, separation, or screening is vital to minimizing conflicts with non-farm neighbors. Yet, few towns require use of buffers between farm and non-farm uses (to be supplied by the non-farm use). Zoning should require use of buffers between farm and non-farm use.
6. Seven of the nine require site plan review for farm stands. This may be seen as unreasonable regulation. On-site retail sales of produce grown on farms is a critical farm related activity that should be encouraged. Direct sales is the direction many farms will need to take in order to be successful. That means that u-pick, farm retail, and other agri-tourism uses become very important. Zoning should not prevent these activities. In order to expand locally available and accessible food, farmers must be able to sell their products locally. Many of the towns require full site plan reviews or special use permits for farm stands, and larger farm retail operations. Many limit farm stands to selling only produce from that one farm, which also limits the ability of farmers to work together in a direct sales venture. There are certainly circumstances when a farm stand may need site plan to ensure safety, but a full scale site plan review for sales directly related to the farm is not advantageous. Zoning should allow for retail, niche, value-added and processing activities related to the farm operation. The Department of Agriculture and Markets recommends use of a modified site plan process that is more farm-friendly (see appendix 7 for model).
7. None of the towns have specific site plan or special use application submittals that could be used to help Planning Board and ZBA's determine impacts on agriculture taking place near a proposal. None require submission of information such as farmland soils, farm activities that are going on, whether the parcel is in a NY certified Agricultural District or not. Only two of the nine ask for the Agricultural Data Statement as part of an application. Note that NYS Agriculture and Markets Law 25-aa requires submission of an Agricultural Data Statement as part of an application for site plan and special use permits. At the least, zoning laws should be updated to require submission of the agricultural data statement. Ideally, application submittals should also include identification of active agriculture, farmland soils, and identification if the parcel is in a NYS Agricultural District.
8. Three of the nine towns specifically ask their planning or zoning board to evaluate impacts on farms. While these same communities ask for a detailed evaluation of impacts on wetlands, floodplains, scenic views, and other valuable community assets, impact on agriculture was generally not part of review processes. Although SEQRA asks for evaluation of impacts on ag, farm-friendly zoning should elevate agriculture as a resource on par with wetlands, and other features they do routinely review.

9. Most of the zoning laws do not address the current trend and need of farmers to diversify their operations. Diversification means that many farms now have more than one farm-related business on their parcel. Zoning should allow for multiple farm businesses along with agriculture on the parcel, provided that those secondary businesses relate to the farm operation. For example, an orchard should be able to have direct sales of apples, processing of apples into cider, and events and festivals designed to attract people to the farm store. There should be few barriers to these activities. Use of a modified site plan should be sufficient to ensure health and safety.
10. Generally, the definition sections of the zoning laws need to be updated. Many of the definitions used for agriculture, farms, and farm-related terms are not broad or flexible. Some laws have few definitions related to agriculture at all. Most do not define current terms such as ag-tourism, u-pick operations, food processing, farm stays, etc. A full set of definitions should be included in the laws. Further, these definitions should not limit the agricultural use to requiring a certain income or size of farm (acreage). Income and acreage limitations are large barriers especially to new start-up operations. Given that so many new farms are small, a zoning requirement that a farm has to be of a certain size could be a large issue. Six of the nine define a farm as a farm only if it is over a certain acreage. These ranged from three acres to 10 acres. Such acreage requirements can be a significant barrier for new farm start-ups, niche farms, organic farms or other such as nursery or specialty crops that don't need a lot of land.
11. Several of the laws limit the number of animals allowed, or require special facilities or permits for farms that have a larger number of animals. For example, one municipality limits a farm from having no more than five pigs, or less than 5000 poultry. Acreage and animal limits are a major farm operation barrier, especially to new farms from starting. The Department of Agriculture and Markets generally sees these kinds of restrictions as unreasonable.
12. Agricultural disclosure notices are important tools to alert and educate all parties that an active agricultural operation located in a NYS Agricultural District is involved. Only two of the nine towns require use of an agriculture disclosure notice to be printed on an approved plan or plat. This requirement notifies current and future landowners that the parcel is within a NYS Agricultural District and that they should be aware of the sights, sounds, and odors associated with a farm. Such a notice can educate people, and reduce conflicts. Currently, this Agricultural Notice is required by NYS law to be issued by a real estate agency at the point of sale when the property is in a NYS Agricultural District. However, it is recommended that farm-friendly communities make this a local requirement so that the disclosure notice is printed on plats and approvals. This requirement will help people understand the importance of the agricultural land uses and is highly recommended.
13. Four of the nine towns specifically allow for farm worker housing. The others do not mention it (in which case it may be prohibited), or may require special use permits for a use that is vital to the operation of some farms. This is of vital importance not just for those farms that rely on employees, but is also needed in situations where young farmers are renting land from someone and need to have a second residence placed on a farmed parcel.
14. Five towns do NOT exempt farm structures from height, setback or other dimension requirements. Such requirements can be a barrier to a farmer efficiently using their land and the Department of Agriculture and Markets generally sees these as unreasonable requirements. Zoning should exempt farm structures from those requirements.
15. Only one town includes small wind facilities as being allowed in the Town (and those are allowed with a special use permit). The others mention neither wind nor solar facilities at all, much less for farm use. The Department of Agriculture and Markets considers small wind and solar facilities used to generate power for the farm as a farm structure and thus have equal protection under the NYS Agricultural District law. It

is reasonable to review and permit these facilities however, with site plan or special use permit processes provided that they are allowed.

Matrix Used for Review of Dutchess County Comprehensive Plans and Land Use Regulations
How to determine if a plan or regulation is "farm-friendly"

Audit of Comprehensive Plan in _____			
Ask this question....	**Yes**	**No**	**Notes**
Does the plan have a section on agriculture?			
Does the plan include maps of agricultural lands, important farmland soils, agricultural districts, etc?			
Was the plan based on public input that included questions or exploration about the role of agriculture in the community? I.e. did a survey include questions about agriculture? Was there anything in workshops about it?			
Does the vision statement or goals address agriculture in any way? Is there any visible demonstration of the value of agriculture to the community in the plan?			
Does the plan consider agriculture as an important resource in Town?			
Does the plan recognize or reference a local or County agricultural and farmland protection plan?			
Does the plan include any data on farms and farmland? Acreage? Income or occupations from farming or other demographic data?			
Does the plan establish policies towards farmland and farming?			
Does it identify the value of farmland and farms to the community?			
Does it offer any recommended actions related to farming or farmland or ways to preserve or enhance farming?			
Does the plan establish a policy and/or future actions for the agricultural use of open space that may be created in a conservation subdivision or clustering?			
Does the plan discuss NYS agricultural districts and how the town can be supportive of that?			
Does it consider farmland a natural resource and encourage easements or other protections of that land? Is there a policy discussed for PDR, LDR or TDR?			

Audit of Comprehensive Plan in _____			
Ask this question....	**Yes**	**No**	**Notes**
Does the plan recommend growth in areas that are currently farmed? Does it recommend extension of infrastructure into core farm areas? Is agriculture a consideration of where growth does or not does not take place?			

Audit of Land Use Regulations (Zoning, Site Plan, Subdivision) in _____			
	Yes	**No**	**Notes**
Does the regulation's purpose statement include a discussion of agriculture, or promoting or preserving agriculture specifically?			
Does zoning allow agriculture as a permitted use by right in any district?			
Does zoning prohibit agriculture in any district?			
Does zoning require special use permits for agriculture or ag-related uses in any district?			
Does the zoning encourage higher density or commercial growth in core farm areas or where a NYS Agricultural District exists?			
Does the zoning establish a local agricultural zoning district, agricultural overlay district, or special use district for agriculture?			
Does the zoning allow farms to have more than one business or offer flexibility to accommodate the needs of agricultural businesses?			
Are buffer zones between farmland and residential uses required for new construction or subdivision?			
Are innovative development patterns that preserve farmland encouraged, allowed, or mandated (conservation subdivision, clustering, TDR)?			
Are off-site or on-site signs allowed to attract and direct people to farm stands?			
Are farm stands, farm retail markets, agri-tourist businesses, breweries, etc. allowed?			
Are farm processing facilities such as community kitchens,			

Audit of Land Use Regulations (Zoning, Site Plan, Subdivision) in _____			
	Yes	**No**	**Notes**
slaughterhouse, etc. allowed?			
Are farm stands limited to selling just products from that one farm? Do they need a site plan review or special use permit?			
Does zoning allow for accessory uses such as greenhouses, barns, garages, equipment storage etc permitted as of right?			
Do application requirements include asking for submittal of information or maps about farming that might be taking place on or near the project parcel? Whether it is in an agricultural district? What farming activities take place on or near the site? Whether prime farmland soils are present?			
Do standards exist that require the PB or ZBA to evaluate impacts of a project on agriculture?			
Do any design standards exist to direct building envelopes to areas on a parcel that would still allow farming to occur on remaining open spaces?			
Does the regulation define agriculture, agricultural structure, farm worker housing, agri-tourism, agri-business?			
Are farm-related definitions broad and flexible and not confined to a certain number of acres or income earned?			
Are non-traditional or retail based farm businesses allowed in a district or agricultural zoned district. For example, can a farmer set up a brewery on site and sell products onsite?			
Does the community have a farmer sitting on their Planning Board?			
Is an agricultural data statement as per AML 25-aa required as part of an application for site plan, subdivision, special use or other zoning?			
Does the community require placement of an agricultural disclosure statement on plans or plats when development takes place in a NY certified agricultural district?			
Are any ag-related uses required to get a special use permit or go through site plan review?			

Audit of Land Use Regulations (Zoning, Site Plan, Subdivision) in _____			
	Yes	**No**	**Notes**
Does the regulation define and allow for farm worker housing? Are mobile homes allowed as farm worker housing?			
Are silos and other farm structures exempt from height requirements?			
Are personal wind mills and solar panels allowed for farms? With permits or permitted as of right?			

Appendix 6. Agricultural Priority Area Identification Method

Note that the data used throughout this exercise is as current and complete as possible as of the date of adoption of this plan. We emphasize that the nature of the GIS data used will change over time. New parcels come into active farming, while others are converted to non-farming uses. Farmland changes hands, and new owners' practices may change with that. As parcels are developed, areas of conversion pressure will change. As new parcels are protected, the open space value of neighboring parcels will increase. All of these factors lead to the conclusion that any farmland priority formula that Dutchess County develops must be updated as situations change. The data used to produce the Farmland Priorities map today will not be useful for producing the same map 10 years from now. The list of criteria and the formula used to produce the map will hold up over time. But in order for the map to remain useful, it must be updated on a regular basis by using the newest data available.

Identification of Farms and Farmland

To begin the evaluation of farmland and identifying priority farmland areas, a comprehensive list of farmed parcels was developed using the County's tax parcel database and other sources. For the purposes of this analysis, all parcels that are enrolled in the Agricultural or Forest assessment program, or are located in one of the four county agricultural districts, were considered to be a farmed parcel. Reviewing the final result, the Farmland Priorities sub-committee felt this list of parcels and the resulting GIS layer reflected a complete accounting of active farmland in Dutchess County.

The Analysis Process

Many agricultural plans use a Land Evaluation and Site Assessment (LESA) analysis to "assess sites or land areas for their agricultural economic viability" (USDA SCS LESA Manual). However in Dutchess County, many data layers required for a LESA analysis either do not currently exist, or require time-intensive farm-by-farm analysis methods, that are not necessary for a county-level plan like ours. In addition, it was important to the Agricultural Plan Steering Committee to preserve farm operation confidentiality. Therefore, to make our "agricultural economic viability" analysis cost effective while preserving farm operation confidentiality, Dutchess County Planning and Development decided to use an alternate to LESA.

Cost effectiveness was achieved by using the rich collection of geographic data that Dutchess County has already developed. In many instances, these are equivalent to those used in the traditional LESA analysis. Using this readily-available data, with LESA and the Farmland Protection Board's PDR Criteria Worksheet as an outline, a method equivalent to LESA was developed with a prioritization matrix.

This matrix recorded whether a farm parcel is near to one of ten landscape and land-use geographies. Each geographic feature type has been identified as having either a positive or negative effect on the farm economy. To establish proximity of farm parcels to these features, a buffer layer of varying distances (see below) was created around each type.

Subsequently, each of these layers was weighted as to its relative importance to the farm economy (example: Prime agricultural soils would be given a higher weight factor than non-prime soils). This weighting was conducted by the Agricultural Plan Steering Committee, and considering the results of the Plan Surveys and stakeholder interviews. Intersection of a farm parcel with a weighted layer resulted in a score.

These scores are added together (or subtracted in the case of negative influence like proximity to development) for each farm parcel, and ranked. This score represents the agricultural economic viability of each farm parcel, and is an interim step in the creation of the final Agricultural Priority Areas Map.

The Steering Committee determined that the most important weighting criteria for agricultural viability were: 1) the overall size (acreage) and amount of prime and statewide-significant soils present in an area, and 2) the long-term viability, as measured by its existing agricultural designation (Agricultural Value Assessment, Agricultural District or Forest Value Assessment), proximity to a core area of agricultural land, and the gross profit from and investment in the farm operation. Soils and Agricultural viability account for 80% of the weighted score. Below is the complete weighting system.

The final step is to delineate agriculturally important areas (Agricultural Priority Areas) based on the viability scores. To do this, the viability scores are assigned to the center point (centroid) of each parcel. Using GIS software, a density map of all points is created for the entire county, with a "weight" equal to the viability score assigned to each point. The result is a continuous surface map in which more saturated colors indicate areas of a higher density of agricultural parcels that are most viable (agricultural priorities). Less saturated colors indicate areas with little or less-viable agriculture. Farm unit anonymity is assured through the aggregation of discrete points into continuous areas, which do not include parcel boundaries or proprietary information.

The Agricultural Priority area boundary is determined by selecting only the viability areas that have the highest 70% of scores. This threshold was based on a determination that all farm parcels previously identified by the Farmland Protection Board's PDR criteria evaluation process intersected the boundary.

Correction for Small Parcels: A legacy of some Agricultural District parcels is that after farming operations ceased, they were subdivided into smaller residential parcels. Our viability analysis uses a point for each parcel to generate a contour map. The effect is that many closely-spaced points on small, non-producing parcels gives these non-agricultural areas enhanced (and inaccurate) importance. To correct for this, all Agricultural District parcels under seven acres in size and earning less than $40,000 in profit were removed from the final contour map.

FACTORS AFFECTING AGRICULTURAL VIABILITY

The Steering Committee's GIS Subcommittee has proposed that the following layers will illustrate both positive and negative effects on the farm economy, the farm environment, and illustrate the value of farming to our communities. This list was compiled by equating Dutchess County's currently available data with the relevant information used by the Dutchess County Farmland Protection Board and the USDA in their LESA analysis to complete our agricultural analysis.

CONTRIBUTION OF SOILS TO AGRICULTURAL ECONOMY

A factor important to all farming is the quality of soils on the parcel being farmed. Highest yields (and potentially highest profits and economic value) are to be found in areas with soils that are most productive. Prime (P) and Statewide Significant (SSIG) soils have been identified as the highest-yielding soils.

Analysis of the importance of P&SSIG soils accounts for the presence of P&SSIG soils, the availability of the soils for farming (not developed and not forested), and the relative size of the parcel being farmed.

Analysis Steps

Agricultural parcels were overlain on the P&SSIG soil layer. Areas forested and within 100 feet of structures were identified, and eliminated from P&SSIG acreage totals. Acreage of P&SSIG soils were then calculated for each parcel, and a percentage of P&SSIG soils per parcel was calculated. Because a two-acre parcel that may have 100% P&SSIG soils would not have the same value to the farm economy as a hundred-acre parcel with 50% P&SSIG soils, a score which combined parcels size with area of P&SSIG soils, was calculated. The score for each parcel were then used in the prioritization matrix.

CONSEQUENCES OF CONVERSION

Farmland and Open Space Protection Program Parcels and Buffer are all properties protected by the Dutchess County Farmland and Open Space Protection Program, and those adjacent within 1000 feet.

Conservation Easement and Government-owned Parcels and Buffer are all properties protected by easements or are government owned, and those adjacent within 500 feet.

Agricultural Value Assessment and Forest Value Assessment are all properties that qualify for either of these special assessments.

CONVERSION PRESSURE

Biodiversity Blocks* are regions of natural diversity of over 1000 acres in size, identified in the County's Centers and Greenspaces Planning Principles. These areas are the most likely to support the widest diversity of flora and fauna, undisturbed by human habitation.

Development Pressure Buffers* are those areas where recent suburban sprawl has occurred. A selection was made of all parcels under 4 acres in size, upon which a house was built in the last twenty years, and in clusters of more than two houses. These properties were combined and buffered by one hundred feet.

> *Note: these scoring criteria are mutually exclusive, as one exerts a positive influence on farm viability, the other a negative. Parcels are either in one or the other category; if in neither – no points were added nor subtracted.

OPEN SPACE VALUE

Primary Aquifer Buffer is the Zone I, permeable deposits directly overlying the aquifer.

Wetland Buffer combines the NYSDEC wetlands and state-mandated buffers (100 feet) with federal wetlands and associated mandated buffers, if any, as regulated by local ordinance (varies by municipality).

Forested Parcels are those parcels enrolled in the NYS 480A program.

Natural Heritage Areas are NYS-developed critical habitat buffers around special ecological communities, and plant and animal species.

LONG TERM VIABILITY

Core Agricultural Areas, completed by the Farmland Protection Board, Dutchess County Soil and Water Conservation District, and Cornell Cooperative Extension Dutchess County GIS Lab identifies active farm units, accounting for the fact that the proximity of a farm to other farms is one of the best indicators of continued agricultural economic viability. Active farm unit score is assigned to agricultural parcels based on their inclusion in or proximity to a farm unit.

Agricultural designation are those parcels either with an agricultural value assessment, are in an agricultural District, or have a Forest Value Assessment.

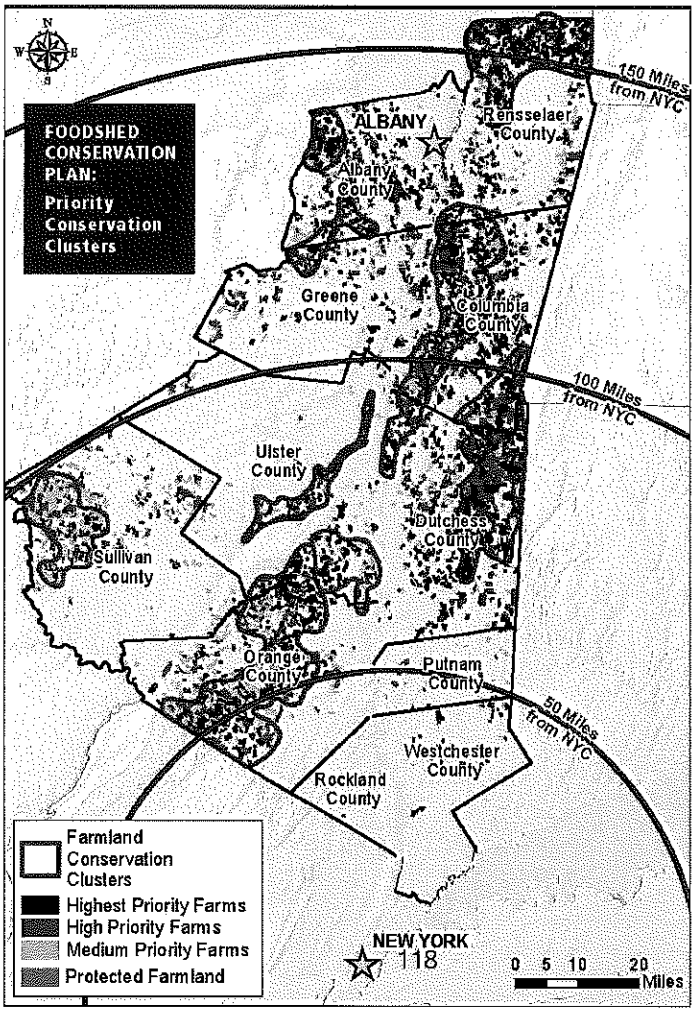
Farm Unit's Contribution to the Agricultural Economy is a measure of profit from and investment in a farm operation, and was compiled as part of the Core Agricultural Areas database.

Ranking of Agricultural Viability Factors CATEGORY AND CRITERIA	POINTS	
1. Contribution of soils to agricultural economy		**40**
A. Net P&SSIG soils over 75% and acreage over 100:	40	
B. Net P&SSIG soils over 75% and acreage between 50 and 100:	35	
C. Net P&SSIG soils over 75% and acreage between 10 and 50:	20	
D. Net P&SSIG soils over 75% and acreage under 10:	5	
E. Net P&SSIG soils >25% and <75% and acreage over 100:	30	
F. Net P&SSIG soils >25% and <75% and acreage between 50 and 100:	25	
G. Net P&SSIG soils >25% and <75% and acreage between 10 and 50:	20	
H. Net P&SSIG soils >25% and <75% and acreage under 10:	3	
I. Net P&SSIG soils under 25% and acreage over 100:	15	
J. Net P&SSIG soils under 25% and acreage between 50 and 100:	10	
K. Net P&SSIG soils under 25% and acreage between 10 and 50:	5	
2. Evaluate consequences of conversion		**10**
A. Parcel is subject to Public or Privately Funded Agricultural PDR	10	
B. Parcel is protected by Conservation Easement or Gov't. owned	9	
C. Property is Buffered by PDR	8	
D. Property is buffered by Permanent Conservation Property	7	
E. Property is receiving Agricultural Value Assessment or Forestry Exemption	3	
3. Evaluate Conversion Pressure		**4**
A. Property is within Biodiversity Blocks	4	
B. Property is outside of Biodiversity Blocks and Developed Areas	3	
C. Property is within Developed Area	-1	
4. Evaluate Open Space Value		**6**
If property is greater than 20 acres, multiply the criteria by 2		
A. Property Intersects the Buffer of 3 or more of the following	2 – 4	
B. Property Intersects the Buffer of 2 of the following	1.5 – 3	
C. Property Intersects the Buffer of 1 of the following	1 - 2	
a. Wetland buffer	1	
b. Forested parcel	1	
c. Natural heritage ecological community	1	
d. Natural heritage rare plant	1	
e. Natural heritage rare animal	1	
if in primary aquifer buffer, 2 points are added to the total.	2	
5. Consider Long Term Viability		**40**
Property located in a core area of Agricultural Land	**10**	
A. Included in a Farm Unit over 5,000 acres	10	
B. Included in a Farm Unit over 1,500 acres	8	
C. Included in a Farm Unit over 500 acres	6	
D. Included in a Farm Unit over 100 acres	4	
E. Included in a Farm Unit under 100 acres	2	
Property Has Existing Agricultural Designation		**20**
A. Property has Agricultural Value Assessment and in Agricultural District	20	
B. Property has Agricultural Value Assessment	15	
C. Property is in Agricultural District	10	
D. Property has Forest Value Assessment and in Agricultural District	7	
E. Property has Forest value Assessment	5	
Farm Unit's Contribution to the Agricultural Economy		**10**
A. Gross profit from agriculture is over $500,000	5	
a. Investment in farm unit is over $500,000	5	
B. Gross Profit from agriculture is over $200,000 and < $500,000	4	
b. Investment in farm unit is over $200,000 and <$500,000	4	
C. Gross profit from agriculture is over $100,000 and <$200,000	3	
c. Investment in farm unit is over $100,000 and <$200,000	3	

D. Gross profit from agriculture is over $40,000 and < $100,000	2	
d. Investment in farm unit is over $40,000 and < $100,000	2	
E. Gross profit from agriculture is over $10,000 and < $40,000	1	
e. Investment in farm unit is over $10,000 and < $40,000	1	
Total Maximum Score:		**100**

Appendix 7. Scenic Hudson's Foodshed Plan for New York City and the Hudson Valley

In April 2013, Scenic Hudson Published *Securing Fresh, Local Food for New York City and the Hudson Valley: A Foodshed Conservation Plan for the Region*. This plan demonstrates the close relationship of the New York City metropolitan area to farmland and food production in the Hudson Valley, and makes a strong case for preserving farmland in eleven Hudson Valley Counties within the range of New York City, including Dutchess County. The plan identifies and maps nine priority conservation areas, containing which it targets for strategic conservation. Two regions within Dutchess County comprising approximately 166,000 acres (not all priority farmland) fall within these priority areas (See Map below). Farms within these regions will likely have an increased chance of success in obtaining matching funding for PDR projects in the future.



Appendix 8. Land Use, Regulatory and Other Resources

Model Right To Farm Law

Be it enacted by the Town Board of the Town of _____ as follows:

Section 1. Legislative Intent and Purpose

The Town Board recognizes farming is an essential enterprise and an important industry which enhances the economic base, natural environment and quality of life in the Town of _____. The Town Board further declares that it shall be the policy of this Town to encourage agriculture and foster understanding by all residents of the necessary day to day operations involved in farming so as to encourage cooperation with those practices.

It is the general purpose and intent of this law to maintain and preserve the rural traditions and character of the Town, to permit the continuation of agricultural practices, to protect the existence and operation of farms, to encourage the initiation and expansion of farms and agri-businesses, and to promote new ways to resolve disputes concerning agricultural practices and farm operations. In order to maintain a viable farming economy in the Town of , it is necessary to limit the circumstances under which farming may be deemed to be nuisance and to allow agricultural practices inherent to and necessary for the business of farming to proceed and be undertaken free of unreasonable and unwarranted interference or restriction.

Section 2. Definitions

1. "Farmland" shall mean land used in agricultural production, as defined in subdivision four of section 301 of Article 25AA of the State Agriculture and Markets Law.

2. "Farmer" shall mean any person, organization, entity, association, partnership, limited liability company, or corporation engaged in the business of agriculture, whether for profit or otherwise, including the cultivation of land, the raising of crops, or the raising of livestock.

3. "Agricultural products" shall mean those products as defined in section 301(2) of Article 25AA of the State Agriculture and Markets Law, including but not limited to:

a. Field crops, including corn, wheat, rye, barley, hay, potatoes and dry beans.
b. Fruits, including apples, peaches, grapes, cherries and berries.
c. Vegetables, including tomatoes, snap beans, cabbage, carrots, beets and onions.
d. Horticultural specialties, including nursery stock, ornamental shrubs, ornamental trees and flowers.
e. Livestock and livestock products, including cattle, sheep, hogs, goats, horses, poultry, llamas, ratites, such as ostriches, emus, rheas and kiwis, farmed deer, farmed buffalo, fur bearing animals, milk and milk products, eggs, furs, and poultry products.
f. Maple sap and sugar products.
g Christmas trees derived from a managed Christmas tree operation whether dug for transplanting or cut from the stump.

h. Aquaculture products, including fish, fish products, water plants and shellfish.
i. Short rotation woody crops raised for bioenergy.
j. Production and sale of woodland products, including but not limited to logs, lumber, posts and firewood.

4. "Agricultural practices" shall mean those practices necessary for the on-farm production, preparation and marketing of agricultural commodities. Examples of such practices include, but are not limited to, operation of farm equipment, proper use of agricultural chemicals and other crop production methods, and construction and use of farm structures.

5. "Farm operation" shall be defined in section 301 (11) in the State Agriculture and Markets Law.

Section 3. Right-to-Farm Declaration

Farmers, as well as those employed, retained, or otherwise authorized to act on behalf of farmers, may lawfully engage in agricultural practices within this Town at all times and all such locations as are reasonably necessary to conduct the business of agriculture. For any agricultural practice, in determining the reasonableness of the time, place, and methodology of such practice, due weight and consideration shall be given to both traditional customs and procedures in the farming industry as well as to advances resulting from increased knowledge, research and improved technologies.

Agricultural practices conducted on farmland shall not be found to be a public or private nuisance if such agricultural practices are:

1. Reasonable and necessary to the particular farm or farm operation,
2. Conducted in a manner which is not negligent or reckless,
3. Conducted in conformity with generally accepted and sound agricultural practices,
4. Conducted in conformity with all local state, and federal laws and regulations,
5. Conducted in a manner which does not constitute a threat to public health and safety or cause injury to health or safety of any person, and
6. Conducted in a manner which does not reasonably obstruct the free passage or use of navigable waters or public roadways.

Nothing in this local law shall be construed to prohibit an aggrieved party from recovering from damages for bodily injury or wrongful death due to a failure to follow sound agricultural practice, as outlined in this section.

Section 4. Notification of Real Estate Buyers

In order to promote harmony between farmers and their neighbors, the Town requires land holders and/or their agents and assigns to comply with Section 310 of Article 25-AA of the State Agriculture and Markets Law and provide notice to prospective purchasers and occupants as follows: "It is the policy of this state and this community to conserve, protect and encourage the development and improvement of agricultural land for the production of food, and other products and also for its natural and ecological value. This notice is to inform prospective residents that the property they are about to acquire lies partially or wholly within an agricultural district and that farming activities occur within the district. Such farming activities may include, but not be

limited to, activities that cause noise, dust and odors." This notice shall be provided to prospective purchase of property within an agricultural district or on property with boundaries within 500 feet of a farm operation located in an agricultural district.

A copy of this notice shall be included by the seller or seller's agent as an addendum to the purchase and sale contract at the time an offer to purchase is made.

Section 5. Resolution of Disputes

1. Should any controversy arise regarding any inconveniences or discomfort occasioned by agricultural operations which cannot be settled by direct negotiation between the parties involved, either party may submit the controversy to a dispute resolution committee as set forth below in an attempt to resolve the matter prior to the filing of any court action and prior to a request for a determination by the Commission or Agriculture and Markets about whether the practice in question is sound pursuant to Section 308 of Article 25AA of the State Agriculture and Markets Law.

2. Any controversy between the parties shall be submitted to the committee within thirty (30) days of the last date of occurrence of the particular activity giving rise to the controversy or the date the party became aware of the occurrence.

3. The committee shall be composed of three (3) members from the Town selected by the Town Board, as the need arises, including one representative from the farm community, one person from Town government and one person mutually agreed upon by both parties involved in the dispute.

4. The effectiveness of the committee as a forum for the resolution of disputes is dependent upon full discussion and complete presentation of all pertinent facts concerning the dispute in order to eliminate any misunderstandings. The parties are encouraged to cooperate in the exchange of pertinent information concerning the controversy.

5. The controversy shall be presented to the committee by written request of one of the parties within the time limits specified. Therefore after, the committee may investigate the facts of the controversy but must, within twenty-five (25) days, hold a meeting at a mutually agreed place and time to consider the merits of the matter and within five (5) days of the meeting render a written decision to the parties. At the time of the meeting, both parties shall have an opportunity to present what each consider to be pertinent facts. No party bringing a complaint to the committee for settlement or resolution may be represented by counsel unless the opposing party is also represented by counsel. The time limits provided in this subsection for action by the committee may be extended upon the written stipulation of all parties in the dispute.

6. Any reasonable costs associated with the function of the committee process shall be borne by the participants.

Section 6. Severability Clause

If any part of this local law is for any reason held to be unconstitutional or invalid, such decision shall not affect the remainder of this Local Law. The Town hereby declares that it would have passed this local law and

each section and subsection thereof, irrespective of the fact that any one or more of these sections, subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

Section 7. Precedence

This Local Law and its provisions are in addition to all other applicable laws, rules and regulations.

Section 8. Effective Date

This Local Law shall be effective immediately upon filing with the New York State Secretary of State.

Model Disclosure Notice

"It is the policy of this state and this community to conserve, protect and encourage the development and improvement of agricultural land for the production of food, and other products, and also for its natural and ecological value. This disclosure notice is to inform prospective residents that the property they are about to acquire lies partially or wholly within an agricultural district and that farming activities occur within the district. Such farming activities may include, but not be limited to, activities that cause noise, dust and odors. Prospective residents are also informed that the location of property within an agricultural district may impact the ability to access water and/or sewer services for such property under certain circumstances. Prospective purchasers are urged to contact the New York State Department of Agriculture and Markets to obtain additional information or clarification regarding their rights and obligations under article 25-AA of the Agriculture and Markets Law."

Model Agricultural Data Statement

Instructions: This form must be completed for any application for a special use permit, site plan approval, use variance or a subdivision approval requiring municipal review that would occur on property within 500 feet of a farm operation located in a NYS Agriculture and Markets certified Agricultural District. County Planning Board review is also required. A copy of this Agricultural Data Statement must be submitted along with the referral to the Dutchess County Planning Department.

1. Name and Address of Applicant_____

2. Type of application (Check one or more):

__Special Use Permit __Site Plan Approval __Use Variance __Subdivision approval

3. Description of proposed project to include (1) size of parcel or acreage to be acquired and tax map identification number of tax parcel(s) involved; (2) the type of action (single-family dwelling or subdivision, multi-family development, apartment, commercial or industrial, school, non-residential use, etc., and (3) project density (Please provide this information on the reverse side of this application and attach additional description as necessary).

4. Is this parcel within an Agricultural District? __Yes __No

5. If Yes, what is the Agricultural District Number? _____

6. Is this parcel actively farmed? __Yes __No

7. List all farm operations within 500 feet of your parcel. Attach additional sheets if necessary.

A. Name: _____
Address and Telephone #:_____
Type of Farm: _____
Is this parcel actively farmed? __Yes __No

B. Name: _____
Address and Telephone #:_____
Type of Farm: _____
Is this parcel actively farmed? __Yes __No

C. Name: _____
Address and Telephone #:_____
Type of Farm: _____
Is this parcel actively farmed? __Yes __No

D. Name: _____
Address and Telephone #:_____
Type of Farm: _____
Is this parcel actively farmed? __Yes __No

8. Signature of Applicant: _____

9. Reviewed by: _____
Date: _____

Model Scope of Work of Local Agriculture Committee

Purposes
The purpose of the Agricultural Advisory Committee is twofold: first, to advise the Town Board, Planning Board and other Town agencies on matters pertaining to the preservation, promotion, and ongoing operation of agricultural activity in the Town of _____; and second, to implement, or guide the implementation of, the recommended actions in the plan. Of particular importance are 1) help educate non-farmers; 2) promote and market local agricultural products and services; 3) offer regulatory guidance to the Town Board or Planning Board related to agriculture; 4) promote the economic viability of farming; 5) to assist in conflict resolution; and 7) assist farmers by serving as the agricultural navigator to goods, services, and agencies working on behalf of agriculture in the Town.

Committee; Personnel; Appointment; Organization.
There is hereby established in the Town of _____ a permanent committee to be known and designated as the "Town of _____ Agricultural Advisory Committee" which shall consist of five (5) residents of the Town of _____ who are engaged in farming, agri-business, or a vocation related to agriculture; and two (2) residents of the Town of _____ who shall serve as ex-officio members, one of whom shall be a Town Board member and one who shall be a Planning Board member. Ex-officio members shall only be eligible to serve on the committee while they hold the other cited Town office. The members of the said committee first appointed shall serve for terms as follows: two (2) appointees for three (3) year terms; two (2) appointees for four (4) year terms and one (1) appointee for a five (5) year term. Thereafter, all appointments shall be for terms of five (5) years and vacancies shall be filled for the unexpired term only. The members shall serve until their respective successors are appointed. The members of the committee shall receive no compensation for their services.

The committee shall select from among its members a chairperson and such other officers as it may deem necessary and establish rules of order to conduct their business. The Agricultural Advisory Committee shall report to the Town Board at least annually setting forth and detailing the activities and operations of the committee during the preceding year.

Committee Assistance and Funding.
The Agricultural Advisory Committee may request technical assistance and/or specialized advice from any resource it may deem appropriate, including but not limited to other local residents; other Town of _____ officials; Dutchess County Planning; County Cooperative Extension Dutchess County; County Soil and Water Conservation; Dutchess County Agriculture and Farmland Protection Board; NY Farmland Trust and NYS Agriculture and Markets. However, no contracts for payment for services or other expenditure of Town funds may be entered into by the Committee.

As a citizen advisory committee, the Agricultural Advisory Committee may not authorize any expenditure of Town funds. Funds necessary for proper committee operation may be requested by the committee from the Town Board and, in accordance with customary procedures, the Town Board may authorize such funds and approve the expenditure thereof.

Responsibilities of Committee
The responsibilities of the committee shall be as follows:

1. To recommend methods, review proposals, and develop proposals and strategies for the implementation of the agricultural goals of the Town of _____, and report their findings to the Town Board. This includes, but is not limited to communication with local farmers, interact with other government agencies, facilitate local presentation of educational programs, to encourage and assist applications to farmland preservation programs, to encourage appropriate farmland protection activities, to study and comment on government proposals that may have an impact on local farms and to write and administer grant applications when approved by the Town Board.

2. To, from time to time, work with the Town to amend and update local plans and laws as needed to reflect the needs of agriculture and refer such updates and amendments to the Town Board.

3. To identify methods whereby the Town Board, County or State governments can encourage existing farmers to continue in active agricultural operation.

4. To, when requested by the Town Board or other agencies engaged in an environmental review of proposed private or public development projects and/or infrastructure projects, provide input regarding the impacts on agriculture of such projects.

5. To recommend to the Town Board, Town Planning Board and/or other agencies techniques that will help preserve large, contiguous and economically viable tracts of agricultural land.

6. To recommend to the Town Board reasonable and desirable changes to this listing of responsibilities or to accomplish any other tasks referred to it by the Town Board or other local agencies having to do with agricultural related activities.

Model Modified Site Plan Review Law

The following is a model modified site plan review developed by the NYS Department of Agriculture and Markets for Site Plan Review for Farm Operations within an Agricultural District:

Many local governments share the Department's view that farm operations should not have to undergo site plan review and exempt farms from that requirement. However, the Department recognizes the desire of some local governments to have an opportunity to review farm operations and projects within their borders, as well as the need of farmers for an efficient, economical, and predictable process. In view of both interests, the Department developed a model streamlined site plan review process which attempts to respond to the farmers' concerns while ensuring the ability to have local land use issues examined. The process could be used to examine a parcel's current characteristics and its surroundings in relation to any proposed activities on the farm and their potential impact to neighboring properties and the community. For example, municipalities could specify that farm operations located within specific zoning districts must submit to site plan review. Municipalities may also elect to exempt farm operations, located within a county adopted, State certified agricultural district, from their site plan review process.

The authorizing statutes for requiring site plan review are quite broad and under "home rule" municipalities retain significant flexibility in crafting specialized procedures (e.g., the selection of a reviewing board; uses which trigger submission of site plans; whether to have a public hearing and the length of time to review an application). Town Law §274-a and Village Law §7-725-a define a site plan as "a rendering, drawing, or sketch prepared to specifications and containing necessary elements as set forth in the applicable zoning ordinance or local law which shows the arrangement, layout and design of the proposed use of a single parcel of land... ." These sections of law further outline a list of potential site plan elements including parking, means of access, screening, signs, landscaping, architectural features, location and dimensions of buildings, adjacent land uses and physical features meant to protect adjacent land uses as well as additional elements.

Many municipalities have also added optional phases to the site plan review. While a preliminary conference, preliminary site plan review and public hearings may assist the applicant earlier in the review process and provide the public an opportunity to respond to a project, they can result in a costly delay for the farmer. For the sake of simplicity, the model site plan process and the following guidance presume that the planning board is the reviewing authority.

Site Plan Process

The applicant for site plan review and approval shall submit the following:

1. Sketch of the parcel on a location map (e.g., tax map) showing boundaries and dimensions of the parcel of land involved and identifying contiguous properties and any known easements or rights-of-way and roadways.
2. Show the existing features of the site including land and water areas, water or sewer systems and the approximate location of all existing structures on or immediately adjacent to the site.
3. Show the proposed location and arrangement of buildings and uses on the site, including means of ingress and egress, parking and circulation of traffic.
4. Show the proposed location and arrangement of specific land uses, such as pasture, crop fields, woodland, livestock containment areas, or manure storage/manure composting sites.

5. Sketch of any proposed building, structure or sign, including exterior dimensions and elevations of front, side and rear views. Include copies of any available blueprints, plans or drawings.
6. Provide a description of the farm operation (existing and/or proposed) and a narrative of the intended use and/or location of proposed buildings, structures or signs, including any anticipated changes in the existing topography and natural features of the parcel to accommodate the changes. Include the name and address of the applicant and any professional advisors. If the applicant is not the owner of the property, provide authorization of the owner.
7. If any new structures are going to be located adjacent to a stream or wetland provide a copy of the floodplain map and wetland map that corresponds with the boundaries of the property.
8. Application form and fee (if required).

If the municipality issues a permit for the structure, the Code Enforcement Officer (CEO) determines if the structures are subject to and comply with the local building code or New York State Uniform Fire Prevention and Building Code prior to issuing the permit. Similarly, the Zoning Enforcement Officer (or the CEO in certain municipalities) would ensure compliance with applicable zoning provisions.

The Department urges local governments to take into account the size and nature of the particular agricultural activity, including the construction of farm buildings/structures when setting and administering any site plan requirements for farm operations. The review process, as outlined above, should generally not require professional assistance (e.g., architects, engineers or surveyors) to complete or review and should be completed relatively quickly.2 The Department understands, however, that in some cases, a public hearing and/or a more detailed review of the project which may include submission of a survey, architectural or engineering drawings or plans, etc., may be necessary. The degree of regulation that may be considered unreasonably restrictive depends on the nature of the proposed activities, the size and complexity of the proposed agricultural activity and/or the construction of buildings or structures and whether a State agricultural exemption applies.

Appendix 9. Agricultural Assessment Program and Agricultural District Program

What are the differences?

The **Agricultural Assessment t Program** , established under the Agriculture&: Markets Law§ 305, allows active farmland to receive a reduced assessment for property tax purposes -resulting in a partial exemption from real property taxes . ***Farmland qualifying for this reduction .in assessed value does <u>not</u> have to be enrolled .in an Agricultural District.*** Any owner of at least seven acres of land which produces a minimum of $10,000 annually, or any owner of less than seven acres of land which produces a minimum of $50,000 annually, on average in the preceding two years, from the sale of crops, livestock, or livestock products, or from commercial horse boarding, is eligible to receive an agricultural assessment . The program only applies to the land, not buildings or homesteads.

Certain start up farm operations are eligible to receive an agricultural assessment in the first year of operation on owned or rented land if they meet the minimum acreage and sales thresholds.

Owners who rent productive land to farmers may qualify for agricultural assessment if the land independently satisfies the minimum acreage and sales requirements or is being used pursuant to a lease agreement of five or more years in conjunction with land which independently qualifies.

The Agricultural Assessment Program establishes a ceiling value for taxable assessments on eligible farmland The local assessor is provided with State Certified ceiling values every year. Any assessed value which exceeds the agricultural assessment is exempt from Real Property taxation. Landowners must file an application annually, usually by March l, with the local assessor to be considered for the Agricultural Assessment Program. Failure to file the application on time will result in denial of the exemption.

If land that benefited from an Agricultural

Assessment is converted to non-agricultural use (within five years of last benefit if in an Agricultural District or within eight years if not in an Agricultural District) it may be liable for conversion payments based on the amount of taxes saved The consequence of conversion is based on five times the taxes saved in the most recent year of benefit. The payment also includes a six percent interest charge compounded annually for each year during the last five, in which the land received an agricultural assessment . An encumbrance for this

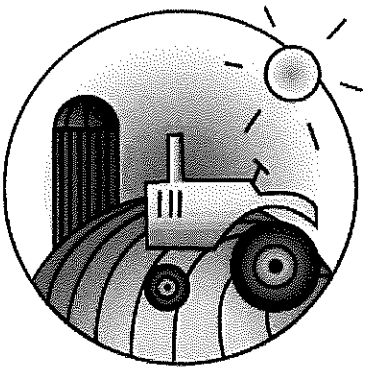
potential payment runs with the land from the last year in which the pared benefited and continues for five years if in an Agricultural District and for eight years if outside a district. Owners contemplating a conversion may determine the payment owed by contacting their local assessor or the County Real Property Tax office.

The Agricultural District Program, was established under Agriculture &: Markets Law§ 303. It provides agricultural landowners a number of benefits and protections not associated with property tax relief, which encourage farmers to continue farming. Enrollment .in an Agricultural District does not automatically qualify the property for the Agricultural Assessment Program.

An agricultural district is a geographic area which consists of predominantly viable agricultural land Districts may include land that is actively farmed, idle, forested, as well as land for residential and commercial uses.

The Agricultural District Law protects farm operations"' within an agricultural district from the enactment and administration of unreasonably restrictive local regulations unless it can be shown that public health or safety is threatened Under Agriculture and Markets Law§ 308, known as the 'Right to Farm' law, if a question or dispute arises regarding farm practices that may threaten public health or safety, an opinion can be requested of the Commissioner of Agriculture and Markets as to whether or not sound agricultural practices are being followed.

Every eight years a full review of the Agricultural Districts is conducted pursuant to Agriculture &: Markets Law§ 303 a; the last review was in 2008. Agriculture&: Markets Law 303 b opens an annual window of opportunity for certain parcels to be added to the district. An application for annual enrollment must be filed with the Dutchess County Soil and Water Conservation District between April l5 and May 14 to be considered for inclusion in an agricultural district. If approved, the land remains in the agricultural district for the remainder of the eight year period.



*In most cases, to be considered a 'farm operation' qualification for agricultural value assessment must be met.

Differences at a Glance

Agricultural Assessment Program

- Provides property tax reduction on farmland
- Does not have to be in an agricultural district to qualify
- Owner must file application annually with local assessor; usually no later than March 1
- Minimum 7 acres in active farm production and proof of minimum $10,000 gross annual income from farming
- If less than 7 acres, $50,000 gross income minimum
- Property annually committed to agricultural use for minimum of 8 years if not in an agricultural district; 5 years if in an agricultural district
- Property subject to payback of saved property tax dollars if land is converted to non-agricultural use within committed period
- Land in agricultural production and rented to farmer may qualify
- Eligibility determined by local assessor based upon State law specifications
- Assessed agricultural value based upon State certified land classifications

Agricultural District Program

- Provides certain protections for agricultural land
- Land may or may not qualify for Agricultural Assessment Program
- Districts are reviewed every eight years (last in 2008)
- Owner must apply for Agriculture District designation during established review period
- Annual window for inclusion available for certain types of agricultural land
- All applications for annual inclusion must be filed between April 15 and May 14 - contact Dutchess County Soil and Water Conservation office or Cornell Cooperative Extension Dutchess County for information on application process
- Applications reviewed by Dutchess County Agricultural and Farmland Protection Board and subject to approval of County Legislature and State Commissioner of Agriculture and Markets

For Further information:

Dutchess County Soil and Water Conservation District 845 677 8011 http://dutchessswcd.org
Cornell Cooperative Extension Dutchess County 845 677 8223 www.ccedutchess.org
NYS Department of Agriculture and Markets http://www.agmkt.state.ny.us/APIagservices/agdistricts.html
Dutchess County Real Property Tax Service Agency 845 486 2148
Local Assessment Offices

Prepared by the Dutchess County Agricultural and Farmland Protection Board, 2010

Appendix 10. Model Agricultural Coordinator (from Jefferson County)

General Statement of Duties

The Jefferson County Agricultural Coordinator assists in the stabilization, growth and promotion of the agricultural industry of Jefferson County. The Coordinator serves as a resource to help develop financial and marketing programs and acts as a spokesperson for agriculture. The community may utilize the Coordinator as a person to help find solutions to agricultural needs and concerns.

Distinguishing Features of the Position

The Agricultural Coordinator is responsible for working with individuals and/or entities interested in establishing new ag. Enterprises or improving the viability of existing operations in Jefferson County. The Coordinator will aid in assembling financial packages and plans available to help finance agricultural interests. This person will assist in identifying ag. Needs and developing coordinated solutions. Better marketing programs for products and opportunities will be created. The person in this position will work with existing agencies and organizations to coordinate efforts helping agriculture in Jefferson County grow stronger and more prominent.

Typical Duties Include but are not limited to:

Identifying Agricultural Needs and Developing Solutions

- Prepare, implement and update strategic plans for agricultural economic development.
- Facilitate the development of solutions to the needs and concerns of agriculture including the shortage of trained, skilled labor and profitable markets for ag. products.
- Assist in the creation of an agricultural local development corporation.
- Work with public and private sector interests to provide coordination of resources for the ag. industry.
- Maintain a complete knowledge and understanding of the interrelationships of resources available for agriculture.
- Help develop linkages with other nonagricultural industries.
- Work with natural resources agencies to provide for an assessment of natural resources in Jefferson County.

Agricultural Financing

- Developing financial packages to help new agricultural ventures establish in Jefferson County including the development of feasibility studies and business plans.
- Attracting new investments in agriculture including agribusiness, production agriculture, and agri-tourism.
- Providing assistance to the ag. industry with endeavors to diversify.
- Explore, evaluate and implement creative and innovative methods to maintain existing and new ag. enterprises to help increase the value of the industry measured in total annual sales and increased retained earnings.
- Encouraging and helping ag. entrepreneurs take advantage of funding resources available.

Agricultural Marketing

- Identifying, developing and implementing promotion and marketing programs of ag. products and opportunities, and the importance of the ag. industry in Jefferson County.

- Explore and utilize leads and opportunities in marketing and funding agriculture in Jefferson County.
- Promote better brand recognition of Jefferson County agricultural products.
- Education and Public Relations
- Facilitate the development and implementation of programs training students in agricultural industries and careers.
- Assume role as a spokesperson for agriculture.
- Serve as ombudsman for the local ag. industry.
- Support and serve as a resource to the County Ag. Farmland Protection Board.

Appendix 11. Inventory of Resources

County Agencies and Organizations

Dutchess County Agricultural and Farmland Protection Board

County Agricultural District Review & Mapping

Dutchess County Department of Planning and Development

Development of the County's agricultural and farmland protection plan

NYS GML 239 reviews

Agricultural and Farmland Protection Board

Partnership for Manageable Growth

Hudson River Valley Greenway Compact/Greenway Guides

Dutchess County Tourism

Farm Fresh Map and Guide and general education, advocacy, cultural programming

Dutchess Putnam Westchester Farm Bureau

Cornell Cooperative Extension Dutchess County

Offers agricultural education, resource-based information, and farm business management assistance to farmers. Strategic initiatives in agricultural sustainability and economic development.

Small Farms Program

Farm to School Program

Soil Testing, Livestock Education, Equine Education, Field Crops, Agricultural Districts and Public Policy, Pasture Management, Dutchess County Animal Response Program, Commercial Horticulture (ENYCHP), Youth and 4-H, Community Gardening, Ag in the Classroom

Dutchess County Soil and Water Conservation District

Primary goal is to protect and improve water quality and enhance and preserve natural resources.

Offers technical and financial assistance for the design and installation of soil and water conservation practices, including barnyard runoff control, stream protection, cropland erosion control, and nutrient management.

Whole Farm Plans, Nutrient Management Plans, Agricultural Value Assessment Soil Worksheets, Agricultural Environmental Management (AEM), Tree & Shrub Seedling Sale

Dutchess Land Conservancy

Working with the County Farmland Protection Board, since 2001 DLC has leveraged numerous federal, state, county, town, and private funding sources to secure millions of dollars for farmland protection in Dutchess County

Farm Credit East

Dairy and Winery Benchmarks

FarmStart -Young, Beginning, Small and Veteran Farmer Incentive Program (YBS)

Financial Partner Magazine

GenerationNext

New York State Farm Worker Housing Loan Program.

Regular office operations.

Farm Service Agency

Farm commodity, credit, conservation, disaster and other loan programs

Dutchess County Real Property Tax Service Agency

Dutchess County Sheep and Wool Growers Association

Northern Dutchess Alliance

The mission of the Northern Dutchess Alliance (NDA) is to foster the creation of a long range plan for regional cooperation and economic development. This mission is accomplished through several mechanisms, including the creation of a Blueprint for Economic Development, and working with various partners including NYS Department of State, and Sustainable Hudson Valley.

Regional Agencies and Organizations

Hudson Valley Agribusiness Development Corporation

Expertise and resources for agriculture-related businesses in the Hudson Valley, from analysis and start-up assistance for new ventures to market expansion and improved distribution networks for existing agricultural businesses.

Incubator Without Walls: Comprehensive business assistance, value-added services, financing, and networking.

Hudson Valley Bounty: Initiative designed to promote local foods and support connections between local agricultural producers and culinary businesses.

American Farmland Trust, New York Office

Scenic Hudson

Dedicated to "protecting and restoring the Hudson River, its riverfront and the majestic vistas and working landscapes beyond as an irreplaceable national treasure for America and a vital resource for residents and visitors."

Active in farmland protection through the purchase of conservation easements in Columbia, Dutchess, Orange, and Ulster Counties.

Glynwood Center – Hudson Valley Farm Business Incubator

Provides the tools and resources aspiring agricultural entrepreneurs need to develop and manage viable farm enterprises; offers access to land, housing, shared equipment and

infrastructure, farm and business mentoring, technical classes, peer learning opportunities, and working capital.

Hudson River Valley Greenway

CRREO – Center for Research, Regional Education and Outreach

Has included agriculture in its research and Regional Well-Being series, including the Discussion Brief #5 in Spring 2011 – Agriculture Supporting Community in the Mid-Hudson Region

Hudson Valley Regional Fruit Program

Multi-county educational program serving the commercial fruit industries of the lower Hudson Valley region; participating Cornell Cooperative Extension associations include Columbia, Dutchess, Orange, and Ulster Counties.

Website features numerous resources related to commercial fruit production in the Hudson Valley and New York.

Heroic Food Farm

Hands-on training program to prepare military veterans for careers in sustainable farming, agricultural trades, and food entrepreneurship in a veteran-supportive environment.

Hudson Valley Fresh

Open Space Institute (OSI)

Local Economies Project (LEP)

New England Small Farm Institute

Promotes small farm development by providing information and training for aspiring, beginning and transitioning farmers.

Northeast Beginning Farmers Project

Northeast Center for Food Entrepreneurship

New York State Agencies and Programs

NYS Department of Agriculture and Markets

Division of Agricultural Development aims to strengthen the viability and consumer awareness of New York's food and agricultural industry; includes activities and services in market development, business development and support.

Specialty Crop Block Grant Program: Funding to enhance the competitiveness of specialty crops, defined as "fruits, vegetables, tree nuts, dried fruits, horticulture, and nursery crops (including floriculture)."

Organic Farming Development/Assistance: Guidance in locating resources on organic agriculture and organically produced foods.

Pride of New York Program

NYSDAM website with information on over 3,000 "Pride Of New York" members and their products.

Additional funding opportunities announced periodically.

New York State Energy Research and Development Authority (NYSERDA)

Offers objective information and analysis, innovative programs, technical expertise, and funding to help New Yorkers increase energy efficiency, save money, use renewable energy, and reduce reliance on fossil fuels.

Programs and funding opportunities for the agricultural sector - http://www.nyserda.ny.gov/Energy-Efficiency-and-Renewable-Programs/Commercial-and-Industrial/Sectors/Agriculture.aspx

Farmers Market Federation of New York

New York Ag Connection

New York Farm Bureau

New York FarmLink

New York Farmnet

New York Farm Viability Institute

New York Sustainable Agriculture Working Group

Small Scale Food Processors Association of New York

Federal Government Agencies and National Programs

USDA Agricultural Marketing Service

Administers programs that facilitate the efficient, fair marketing of U.S. agricultural products, including food, fiber, and specialty crops; provides the agricultural sector with tools and services that help create marketing opportunities.

USDA Farm Service Agency

Farm Loan Programs: Direct loans and loan guarantees to help family farmers start, purchase, or expand their farming operation; includes Farm Ownership Loans, Farm Operating Loans and Microloans, Emergency Farm Loans, Land Contract Guarantees, Loans for Beginning Farmers, etc.

Biomass Crop Assistance Program: Financial assistance to owners and operators of agricultural and non-industrial private forest land who wish to establish, produce, and deliver biomass feedstocks.

USDA Natural Resources Conservation Service

Agricultural Management Assistance: helps agricultural producers use conservation to manage risk and solve natural resource issues through natural resources conservation.

Conservation Stewardship Program: helps agricultural producers maintain and improve their existing conservation systems and adopt additional conservation activities to address priority resources concerns.

Environmental Quality Incentives Program (EQUIP): provides financial and technical assistance to agricultural producers to address natural resource concerns and deliver environmental benefits such as improved water and air quality, conserved ground and surface water, reduced soil erosion and sedimentation or improved or created wildlife habitat.

Agricultural Conservation Easement Program: provides financial and technical assistance to help conserve agricultural lands and wetlands and their related benefits. (Note: This is a new program under the 2014 Farm Bill that consolidates three former programs – the Wetlands Reserve Program, Grassland Reserve Program and Farm and Ranch Land Protection Program.)

WHIP – Wildlife Habitat Improvement Program

CRP – Conservation Reserve Program

Crep – conservation reserve enhancement program

Small watershed program

USDA New Farmers Website

USDA Rural Development, New York Office

Value-Added Producer Grants: provides agricultural producers with matching funds for value-added ventures that will increase the return on their agricultural commodities; can be used for planning (e.g., feasibility studies, business plans) and/or working capital.

Rural Energy for America (REAP): grants and guaranteed loans to help agricultural producers purchase and install renewable energy systems and make energy efficiency improvements.

Farm Labor Housing Program: Direct loans and grants for new construction or substantial rehabilitation of safe, affordable rental housing for farm workers.

Farm Aid

Farmer Resource Network

Agricultural Marketing Resource Center

- Addresses marketing and business planning for U.S. agricultural producers.

CADE, The Center for Agricultural Development and Entrepreneurship

Farmer Veteran Coalition

National Farm to School Network

National Good Agricultural Practices Program

National Sustainable Agriculture Information Service

Sustainable Farming Internships - http://attra.ncat.org/attra-pub/internships

National Young Farmers Coalition

Northeast Organic Farming Association

Beginning Farmer, Apprentice, and Mentorship Programs - http://www.nofany.org/bfam

Northeast Sustainable Agriculture Research and Education

Offers grants for funding relevant agricultural research projects.

WWOOF (World Wide Opportunities on Organic Farms)

- Website linking volunteers/interns with organic farms and growers.

Municipal Plans

American Farmland Trust, *Erie County Farming on the Urban Edge*, (American Farmland Trust) Written by AFT

Town of Clinton, *Farmland Protection Plan - Draft*, (Clinton Open Space Committee, 2010)

Erie County Agricultural and Farmland Protection Plan, (Erie County Agricultural and Farmland Protection Board, 2012)

Town of North East Agricultural and Farmland Protection Plan (by Town of North East and American Farmland Trust, 2010)

Open Space Plan for Town of Red Hook, Villages of Red Hook and Tivoli, (Behan Planning Associates, 2000)

Virtual Food Hubs

New York Marketmaker

An interactive platform that seeks to foster business relationships between producers and consumers of food industry products and services.

Local Dirt

A national website connecting local sellers (farms, farmers markets, cooperatives) with buyers (individuals, businesses, distributors).

FarmersWeb

An online marketplace connecting buyers with local farms and producers.

List Your Harvest

An online marketplace where you can post or browse locally grown or made products currently available in your area; new (spring 2014).

Publications

American Farmland Trust, *Planning for Agriculture in New York: A toolkit for Towns and Counties* (Saratoga Springs, 2011)

This publication is a toolkit for those New York communities that recognize the importance of local farms and want to take action to support them. The Guide analyzes ways that towns have supported agriculture using tools such as right-to-farm laws, zoning codes, comprehensive plans, subdivision ordinances, property tax reduction programs, and purchase and transfer of development rights.

ACDS, LLC, *At a Crossroads: Agricultural Economic Development in the Hudson Valley.* (American Farmland Trust, 2004)

This resource examines how local governments, organizations, farmers and citizens can best act to strengthen the region's agricultural industry. The Report makes 13 recommendations related to strengthening the economic vitality of Valley farms.

Dutchess County Agricultural and Farmland Protection Board, *Dutchess County Agricultural and Farmland Protection Plan* (Duchess County Agricultural and Farmland Protection Board 1998)

Dutchess County Department of Planning & Economic Development, *Greenway Guide to Saving Farmland with Development,*

Mid-Hudson Regional Sustainability Plan (Mid-Hudson Planning Consortium, 2013) Executive Summary

Seven objectives for Agriculture are noted and outline of strategies to achieve goals.

Glynwood, The State of Agriculture in the Hudson Valley, (Glynwood, 2010)

A compilation and summary of data from the Census of Agriculture for the Hudson Valley region.

New York Agricultural Landowner Guide: A Guide to Public Farmland Conservation Programs, (American Farmland Trust, 2010)

The Guide aims to help farmers and other farmland owners navigate the sometimes confusing array of public programs available to reduce taxes as well as steward and protect their land. This updated version identifies energy and environmental opportunities in a green economy and programs focused on enhancing farm viability.

Hudson Valley Agribusiness, *Understanding Food Systems: Identifying Business Opportunities for Hudson Valley Farmers and Food Entrepreneurs*

The Report aims to help business and community leaders become more fluent in the issues surrounding food systems while helping them to understand the differences and challenges in participating in the food system.

The Role of Food Hubs in Local Food Marketing, (USDA Rural Development, 2013)

This report details existing examples of "Food Hubs", models of integrating food production and added value production that benefit local economies.

NYS Small Business Development Center, Recipe for Success: Selling Food Products

This Business Planning Guide discusses many of the key considerations in bringing a home recipe to the marketplace. Topics include Business Plans, Financing, packaging, labeling and distribution.

Agriculture Supporting Community in the Mid-Hudson Region – Discussion brief #5, (Center for Research, Regional Education and Outreach, 2011)

This document reports on key statistics for mid-Hudson region farms and farming including farmland loss, rising agricultural revenues, the size of farms, the trend of small farms and # of organic farms increase, local marketing. The report focuses upon the nexus of small and local farms and the communities they serve.

Onondaga County - Municipal Reference for Agricultural Land Use Planning, (Cornell Cooperative Extension, 2002)

Securing Fresh, Local Food for New York City and the Hudson Valley, (Scenic Hudson, 2013)

This plan presents a strategic approach to conserving agricultural land. The plan focuses on farmland where it is most possible to reinforce the growing economic sustainability of regional agriculture. This is a strategic plan to conserve the agricultural lands within NYC's food shed.

Jim Strickler, F*armland Preservation Project: Financial Capability Assessment for Columbia, Dutchess, Orange and Ulster Counties* (Scenic Hudson, 2013)

Yates County Agricultural and Farmland Protection Board, *Yates County Agricultural Planning Guide*

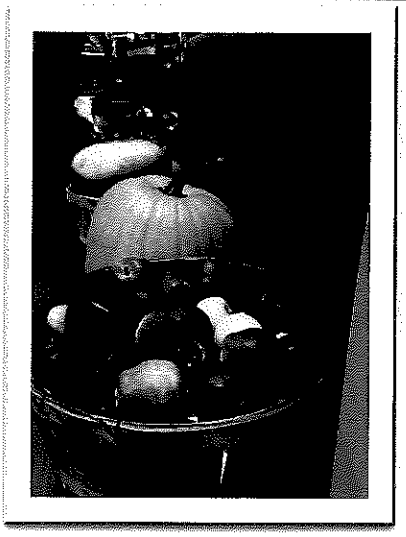
Transfer of Development Rights – Local Development Technical Series, (NYS Dept of State, 2010)

Dutchess County Agricultural and Farmland Protection Plan

Executive Summary, March 2015

"It is an exciting time for agriculture in Dutchess County. I feel like my father must have felt during the 40s and 50s in the 'heyday' of farming. There are so many opportunities, some of which we never even thought of ten years ago such as farm-to-table, CSAs, breweries and distilleries. We even have new to the area crops like hops and sunflowers. Farmers have a chance to utilize new technologies and opportunities for small and large scale farms. The future of agriculture in Dutchess County is growing!"

Gregg Pulver, Third Generation Farmer



Agriculture has been and continues to be one of Dutchess County's primary industries. Our economy, rural landscape, community character, environment, health of residents, and overall quality of life are all uniquely and positively affected by farms operating here. Although agriculture has changed through time and continues to evolve and diversify, it plays a significant role in both the economy and quality of life for Dutchess County residents.

Dutchess County has seen significant changes in its agricultural economy since the adoption of the last *Agricultural and Farmland Protection Plan* in 1998. At that time the biggest concern was the continuing loss of farms and conversion of farmland into non-farm uses due to the high level of development pressure and to the lack of profitability of farm operations.

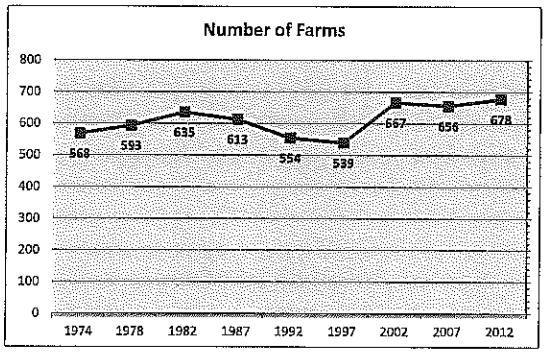
Fifteen years later there are signs that the loss of farmland has slowed and the agricultural economy is rebounding. This is due in part to:

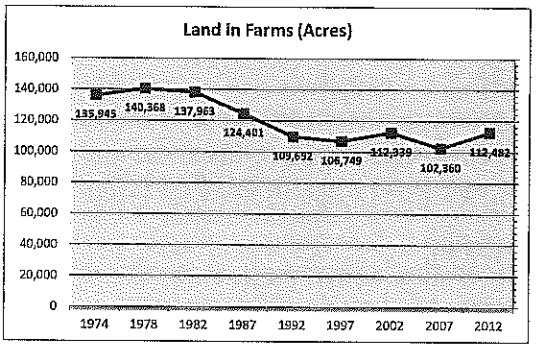
- the depressed housing market that followed the 2008 recession,
- the tremendous successes in preserving farmland after the adoption of the 1998 plan,
- the invigorated and renewed interest by young farmers in farming and the emergence of various groups that are assisting younger farmers with training and access to land,
- the continuous promotion of buy local and connection of Hudson Valley farmers with ever growing local and city markets, and
- the emergence of information technologies and farm practices that expand the opportunity for larger farms to operate profitably.

There are now excellent prospects for a continuing and vital agricultural economy, based on new markets, growing interest in local agricultural products, and opportunities for continued land preservation for the next generation of farmers. This Plan's purpose is to build on these strengths and successes.

Farmers and agriculture-related businesses in Dutchess County have continued to adapt to changing conditions in the economy and industry. The number of farms in Dutchess County is at its highest point since 1974. The total number of acres in farming has been stable for the last 20 years, and is now actually higher than it was in 1992. More farms on an essentially stable land base means smaller sized farms but average sales per farm also appear to be stable since the last plan was adopted in 1998 .

Many long-established farms remain, and are growing in size and in profits. There is a newfound interest in locally produced foods on the part of consumers. New farms are starting with new farmers, and fresh ideas. Farmers are taking advantage of new technologies, and new ways of connecting with consumers. Farmers are becoming more integrated with the overall economy of the county, and the region. As the Cornell Cooperative Extension Dutchess County service mark says: "Dutchess County Agriculture... It's a Growing Thing℠".





Why is it a great time for agriculture in Dutchess County?

Here are some reasons:

- 678 farms produce everything from dairy and hops, to wool and Christmas trees.
- The number of farms and acres used for farmland is increasing.
- There are over 112,000 acres of land reported as being farmed in the 2012 USDA Census of Agriculture.
- Farms contribute about $50 million in sales to the County economy.
- There are 15 farmers' markets in the County.
- The market value of agricultural products has increased 41% since 2007.
- Dutchess ranks #1 in the State in sales value of horses and ponies.
- Agri-tourism and direct sales are a growing part of agriculture.
- Over 31,000 acres of farmland in Dutchess County have been preserved through conservation easements.

Farms play an important role by providing:

- Fresh, safe, local foods and products to the County and region
- A sense of community and cultural identity
- An essential part of our community character
- A foundation for many tourism and recreational opportunities
- Open lands for wildlife habitat and migration
- Environmental protection through soil conservation, carbon sequestration, and conservation of biodiversity
- A quality of life that residents value highly

Highlights of the 2015 Agricultural and Farmland Protection Plan

In 1998, Dutchess County adopted its first Agricultural and Farmland Protection Plan with the support of a Farmland Protection Planning Grant (FPPG) from the New York State Department of Agriculture and Markets. Given the dramatic changes that have occurred in the agriculture industry during the past 15 years, the Dutchess County Agricultural and Farmland Protection Board decided to develop a new plan, again with funding support provided by the State's FPPG Program and Dutchess County. The mission of the Steering Committee placed in charge of developing this new plan was to consider recent changes in agriculture, identify new needs and opportunities, evaluate past successes, and develop new strategies to use moving forward.

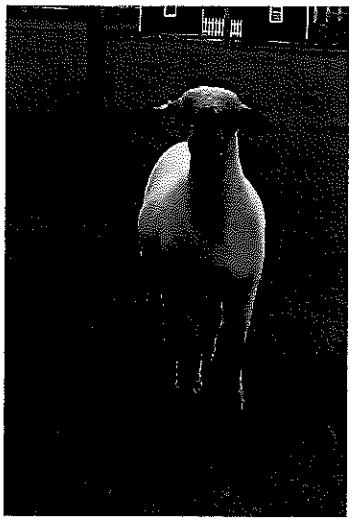
Dutchess County has an enthusiastic group of agricultural entrepreneurs who are passionate about farming. They are adept at finding new ways to solve old problems. Just as the farm producers have been able to change with the times, the agencies and government officials that support them must be able to adapt and quickly take advantage of opportunities as they arise. This Plan will help guide that process.

Brief Outline of the Planning Process

The planning process was organized by the Dutchess County Agricultural and Farmland Protection Board (AFPB) with coordination by the Dutchess County Department of Planning and Development. Work began in the Fall of 2013 with the formation of a Steering Committee composed of AFPB members, farmers, staff from County Planning, Cornell Cooperative Extension Dutchess County, Dutchess County Soil and Water Conservation District, and Dutchess Land Conservancy. This Steering Committee then engaged a team of planning consultants to assist them in developing the plan. A Stakeholders Group consisting of farming and agribusiness professionals, representatives from economic development and tourism agencies, land conservancies, local officials and involved residents was invited to participate in an advisory capacity.

In order to ensure that this Plan meets the needs of Dutchess County farmers, it was prepared with extensive input from farmers, government agencies, not-for-profit organizations, and

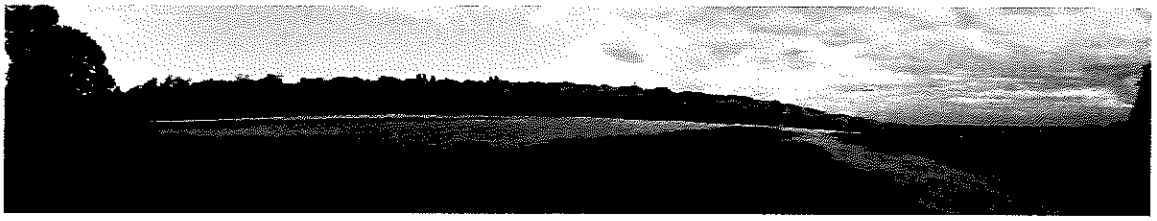
the general public who attended a Public Information Meeting in December, 2013. Additional input was received through meetings of the Steering Committee and the AFPB, a Farm Operator's Survey, a Public Survey, and a Municipal Officials Survey, as well as from interviews with members of the Stakeholders Group. From these activities the Steering Committee identified agricultural strengths, weaknesses, opportunities, and threats in Dutchess County. Farmer input was critical to the development of the initial vision and subsequent goals and recommendations. A full outline of the planning process with dates can be found in Appendix 3.



There are many significant and positive features that make Dutchess County a great place to farm. A combination of climate, soils, supportive agencies and organizations, access to a large population, growing market demand for local products, and positive attitudes about farming's future provides a strong foundation for enhancing agriculture in the County. Those positives should not be overlooked and are features that create many opportunities.

However, there are still some challenges to overcome – some are new, while others are long-standing issues that have been identified as barriers in the past. Lack of processing facilities, aging farmers and lack of next generation of farmers, and loss of farmland due to suburban growth are still significant issues. Other issues include a limited available labor force, the high cost of farm operations and of farmland coupled with low monetary returns, and complex regulatory requirements. Equally important is the general lack of awareness among the general public about agriculture and food systems, and the resulting disconnect between agricultural needs and economic development initiatives in the County.

The Agricultural and Farmland Protection Board desired an action-oriented plan to help continue to move agriculture forward. Developing such a plan must build on the positive features in the County and address the remaining hurdles. That process begins with a vision for the future that helps to identify goals which in turn lead to a list of strategies required to achieve these goals.



Vision for Agriculture

Dutchess County has established a long-term vision that builds on the positive direction agriculture has taken in the County. The vision for the Plan is to inspire, foster commitment, and motivate high levels of performance for the future. Simply put, the County's vision for its agricultural community is to have a diversity of profitable farms and agricultural businesses that continue to contribute significantly to our economy and quality of life.

More specifically, the County and its many partners will facilitate future programs so that farms can take advantage of emerging markets in the Hudson Valley and embrace new technologies and practices. Local conditions will encourage farming by preserving core areas of farmland, putting in place farm-friendly policies, and by having a supportive public that is aware of and appreciates local farms. Dutchess County will be known as a location where skilled workers are available, where young farmers are able to make a good living, and a place where new agricultural entrepreneurs want to be. The County, farmers, and farm-oriented organizations will work together in a collaborative way to support all these efforts.

Goals

Five topic areas with 19 specific goals have been established in the Plan to help Dutchess County attain this vision. Goals address agricultural economic development, technical assistance to farmers, protection of and access to farmland, promotion of farm-friendly regulatory policies, and fostering public awareness, education, and communication.

The 19 goals lay out a direction for increasing farm profitability and decreasing production costs. They call for diversifying agricultural products and increasing direct-to-consumer sales. Other goals are to provide technical and educational assistance, enhance purchase of development rights programs to preserve more farmland, and help towns update plans and zoning to be supportive of farm activities. Enhancing educational opportunities to recruit the next generation of farmers and increasing education and public awareness about farming are also among the goals. Finally, the goals establish the need to promote communication and collaboration among farmers, the public, and organizations and agencies in the County.

Dutchess County Agriculture... It's A Growing Thing! SM

Recommended Initiatives

Five priority initiatives have been developed to help Dutchess County move forward in achieving these goals to foster the county's agricultural economy and further protect farmland.

Initiative 1 - Coordination and Collaboration through an Agricultural Navigator & Agricultural Advisory Committee

Agriculture in Dutchess County is diverse and moving in multiple directions. The number of small farms is on the rise, and large farms are prospering. Some farmers are moving steadily into the local market place within the County, while others are going after regional markets throughout the Hudson River Valley or beyond with national and international markets. New types of crops, livestock, and products are being tried, grown, raised, and sold. Over the past years, a wide variety of governmental agencies and non-profit organizations having farmland protection or promotion of agriculture as part of their mission have been established.

The aggregate multiplier for food manufacturing amounts to 3.17 using employment as a unit of ***measurement. This finding suggests that for every additional new job created in food manufacturing in New*** *York State, an additional 2.2 jobs are supported in industries and sectors structurally linked to the food manufacturing sector. Similarly, the employment multiplier for agricultural and forestry services approaches a relatively robust 2.0, suggesting one additional job for every new job created in the sector.*

The conclusion that employment benefits associated with expanded food manufacturing output in New York State are relatively robust is sustained when the frame of reference is the entire macro New York economy. Our results suggest that food manufacturing exerts one of the highest employment multiplier effects of any industry in the State.

While each organization and agency is unique, an ongoing issue has been lack of coordination, communication and collaboration among all these moving parts with risks of duplication of efforts. Agriculture does not always have a unified advocacy for itself. A disconnect between agricultural economic development and other traditional economic development programs has also proven to be a disadvantage to the promotion of the farming industry.

One of the primary recommendations of this Plan is to address the need for coordination and collaboration. This recommendation focuses on the need for an Agricultural Advisory Committee to provide organization and leadership in carrying out the vision of this Plan and the need for an Agricultural Navigator to advance agricultural economic development and coordinate existing programs. The Agricultural Advisory Committee would be a small five person committee that would report to and advise the County Executive on issues and policies regarding agriculture and agri-business. This committee would facilitate

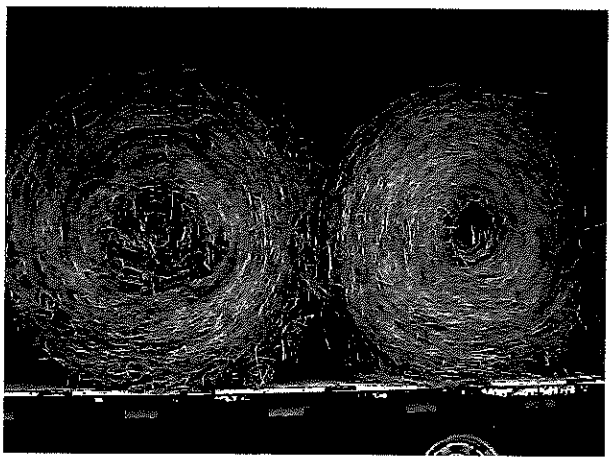
implementation of the programs outlined in this plan. There should be a single chairperson or director that reports directly to the County Executive and Legislature.

The Plan offers different options to create the Navigator position. However it is formed, the need is strong to have a single person that continuously communicates with farmers and the existing agricultural agency/organization infrastructure to put this Plan's recommendations to work. With leadership from an advisory committee, the Agriculture Navigator would take the lead in helping implement many of the other strategies included in this plan.

Initiative 2 - Agricultural Economic Development and Business Retention & Expansion Program

Lack of agricultural economic development has been identified as a key weakness that challenges farms and the broader food system. While there is no lack of specific economic programs that that have been developed to address this issue, lack of staff, institutional capacity and collaboration prevents positive movement. More emphasis on economic development and more coordination of that work is crucial. While other economic sectors have entities such as the IDA to coordinate and fund projects that benefit those industries, agriculture does not enjoy the same capability. This strategy focuses on agricultural economic development and building capacity to concentrate on economic initiatives.

The agricultural economy is complex and involves many businesses beyond farmers. Agriculture relies heavily on complex machinery, and continuing advances in technology. An extensive network of businesses are needed to support farms ranging from veterinarians to truck drivers. Other support comes from educators, schools, and non-profit groups – all part of the farm economy. This large network of inter-dependent businesses explains why agriculture has such a large and positive impact on the local economy. This is exemplified by the statewide economic multiplier for agriculture at 1.61. That means that for every dollar related to agriculture, the positive effect is multiplied 1.61 times.



As farm operations move toward a more localized food supply system, they become more tightly wound with other elements of the local economy. In turn, other local businesses become more integrated into the agricultural economy. As farms continue to grow, and expand

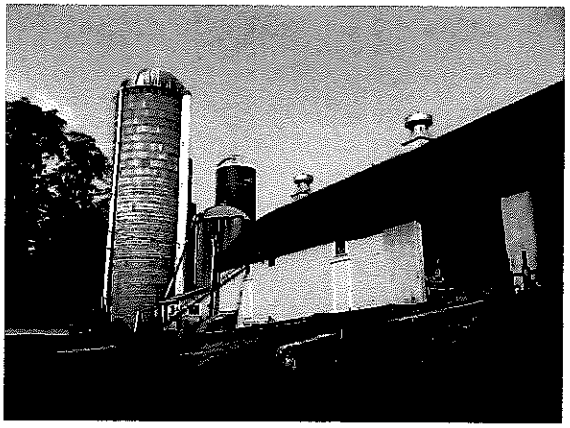
into the regional and global food supply system, they will continue to bring their profits into the County and the local economy.

This plan calls for an effort on the part of the County, and in particular, the Dutchess County Economic Development Corporation (DCEDC), Hudson Valley Agribusiness Development Corporation (HVADC), and the Dutchess County Industrial Development Corporation (DCIDA) to recognize this growth and build on it. A robust agricultural economic development program is recommended. A key component of this is to develop an Agriculture Business and Retention Program to regularly communicate with farmers in order to understand, anticipate, and ultimately address their needs, challenges, and opportunities.

Hudson Valley Fresh is a farmer partnership dedicated to preserving the agricultural heritage of the Hudson River Valley. Farmer-owners produce premium dairy products from whole milk to heavy cream, yogurt, and ice cream. All milk is produced in Dutchess, Columbia and Ulster counties and locally processed in Kingston. Hudson Valley Fresh works to ensure that farmers receive a fair price for their product and that the highest quality is maintained. Products are available from the mid-Hudson region to Long Island, New York City, New Jersey and Connecticut.

Initiative 3 - Farmland Preservation

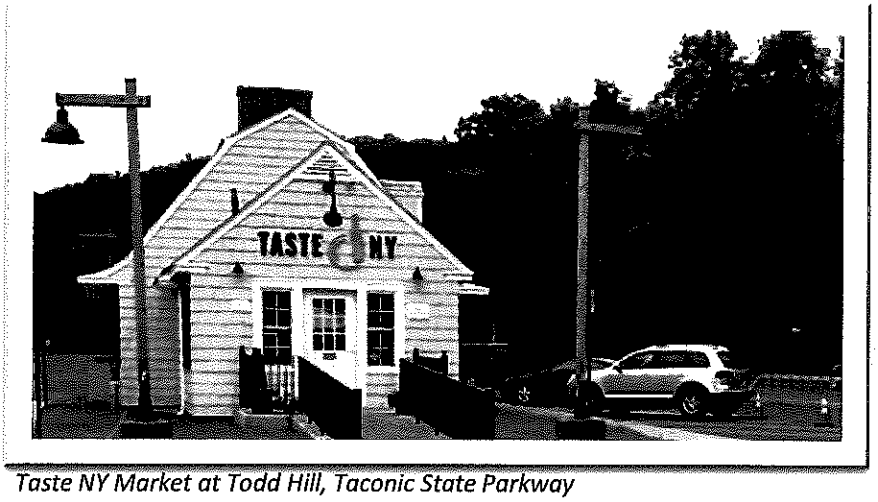
Dutchess County has a unique opportunity to build upon the success of preserving thousands of acres of farmland over the last 15 years. The plan emphasizes focusing on the creation and expansion of core areas protected farm land, and continued investing in PDR programs, while also broadening farmland preservation efforts to include the lease of development rights and affordability covenants. It also emphasizes the continuation of public/private partnerships between municipal and county governments and land trusts, and support of both ongoing private initiatives and action by local municipalities.



- Continue to purchase the development rights on key farm properties – through multiple funding partners including federal,

state, and local government, and local land trusts. Judicious and balanced use of County funding for PDR purposes should also be considered – especially where there is an opportunity to leverage funding from outside sources bringing state, federal and private dollars into the local farm economy.

- Encourage farm conservation organizations and land trusts to continue to expand their working partnerships in order to leverage existing resources and coordinate fundraising and grant opportunities.
- Initiate a Lease of Development Rights Program (LDR) based on the NYS Incentive Payment program, and encourage and assist organizations that are willing to work with farmers on term leases and payments by the State's new funding program.
- Encourage and assist organizations and agencies that are willing to enhance conservation easements with Affordability Covenants (also known as Options to Purchase at Agricultural Value, or OPAV).
- Identify opportunities to create and/or build upon existing core areas of preserved farmland – such as Red Hook's "Bread Basket" – in each of the County's farming communities.
- Expand and support the existing Farmer/Landowner match programs including the Dutchess Land Conservancy/Columbia Land Conservancy, the Winnakee Land Trust and the American Farmland Trust Hudson Valley Farmlink Programs.
- Encourage local municipalities to consider adopting zoning and overlay measures that support local agri-businesses and the preservation of farmland.



Taste NY Market at Todd Hill, Taconic State Parkway

Initiative 4 - Farm Friendly Regulation

Agriculture is an enterprise unlike most other businesses. Its reliance on large swaths of land, often located adjacent to very different land uses, may place farm operations in conflict with neighbors and with local land use regulations. Municipal officials tasked with enforcing local laws are often not familiar with the unique needs of farms, nor aware of the unique State regulations and County programs and policies that apply to agricultural operations.

This Plan recommends that the various County agencies involved with educational efforts continue to provide agriculture-related training programs, farm-friendly land use regulation models and support materials for local officials. Model laws and policy documents provided by the County, NYS Department of Agriculture and Markets and others are available to assist towns and villages looking to update their regulations in support of their farms and farm businesses.

The 1998 plan included the recommendation that equitable assessment and taxation policies be instituted. Since then, many Dutchess municipalities have conducted reassessments, and many of those are now reassessing annually so that assessments remain equitable. Equitable assessment for property tax purposes affects the bottom line for all businesses, and land-intensive businesses like farming even more so. It is important that local assessors understand the agriculture-specific aspects of Real Property Tax Law and the pertinent parts of Agriculture and Markets Law, and that farm operators understand assessing practice as it pertains to them. Education on this topic for both groups as well as efforts to increase communication will help reduce assessment errors and friction between landowners and assessors.

Initiative 5 - Marketing, Public Relations and Awareness

One consistent issue that has been identified both in 1998 and now is the lack of understanding the non-farm community has about agriculture. As a result, agriculture faces challenges such as farm-unfriendly local regulations, conflicts and nuisance complaints, and loss of sales opportunities. Helping County residents understand how agriculture contributes to their quality of life and the economy is critical. Farmers themselves need a different kind of education related to being aware of programs, funding sources, market opportunities, and technical skills.

This Plan recommends a comprehensive and multi-audience marketing, public relations and education program. Projects are aimed at helping municipalities and the general public gain new appreciation for the role agriculture plays. This initiative also recommends increased coordination of agencies and organizations in the County and region and use of tools such as web-based resources that inform farmers about opportunities for technical education, funding sources, and market opportunities. To accomplish these projects, the Plan also recommends continued funding of key organizations such as Cornell Cooperative Extension and the Dutchess County Soil and Water Conservation District.

The aging of farmers in the County means that in the next 10 to 15 years farm succession and transition will be a major issue facing agriculture. Unless there is a new generation of farmers, many active farms may go out of business and their land could be converted to non-farm uses. To counter this, the County needs to work with regional partners to promote farming as a viable career choice and to attract ag-entrepreneurs to Dutchess County. This Plan recommends enhancing mentor and apprenticeship programs, developing capital and financial incentives to attract interested young farmers to the County, and promoting agricultural education in County schools.

Regional Perspective

Although this Plan focuses specifically on farming and agri-business in Dutchess County, it also recognizes the importance of the agriculture industry throughout the Hudson Valley and the advantages to be gained by a regional approach to agricultural economic development. A regional perspective will enable Dutchess County to take advantage of opportunities to collaborate on initiatives that could include development of food processing facilities, food distribution systems, coordinated branding and marketing efforts, applications for state and federal funding, and land conservation efforts. Orange and Sullivan Counties are in the process of developing Agricultural and Farmland Protection Plans; both Ulster and Columbia Counties are actively engaged in public and private efforts to support agri-business and protect farmland.

Specifically, the Plan recommends supporting the following regional activities:

- Identifying and providing support for a regional "Navigator" position to coordinate activities with regional significance, such as support for brick-and-mortar food processing operations.
- Establishing a regional task force to coordinate fund-raising efforts, developing substantive applications for major grants such as the NYS Consolidated Funding Awards for collaborative agri-business development and support.

- Coordinating development and distribution of county and regional economic data related to the agriculture industry.
- Coordinating the regional activities of partner agencies such as Cornell Cooperative Extension and the Soil and Water Conservation Districts, recognizing and taking better advantage of the services they offer.
- Supporting establishment and expansion of existing multi-county technical and financial support systems for new farmers.
- Developing a regional brand identity.
- Working closely with County Tourism agencies to promote agri-tourism locally and throughout the region.
- Taking advantage of support offered by not-for profit organizations including Glynwood and the Local Economies Project, and local and regional land trusts that have developed plans that take a regional approach to resource protection and funding, such as Scenic Hudson's *Foodshed Conservation Plan for the Region*.

This Plan recommends that the multi-county discussions that have taken place throughout this planning process be continued and expanded as appropriate to take full advantage of the forward momentum that agriculture in Dutchess County and the Mid-Hudson Valley is currently experiencing.

This Plan was funded by a Farmland Protection Planning Grant from the New York State Department of Agriculture and Markets, and by Dutchess County.

The complete Draft Dutchess County Agricultural and Farmland Protection Plan is available on the following websites:

Cornell Cooperative Extension Dutchess County, phone: 845-677-8223

www.ccedutchess.org/

Dutchess County Soil and Water Conservation District, phone: 845-677-8011 ext. 3

http://dutchessswcd.org/

Dutchess County Department of Planning and Development, phone 845-486-3600

http://www.co.dutchess.ny.us/countygov/departments/planning/plindex.htm

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 11 **Resolution:** ✓ **Total :** 11 (Yes) 0 (No)

Absent: 1 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015059 ADOPTING THE DUTCHESS COUNTY AGRICULTURAL AND FARMLAND PROTECTION PLAN DEVELOPED BY THE DUTCHESS COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD AND SUBMISSION THEREOF TO THE NEW YORK STATE COMMISSIONER OF AGRICULTURE AND MARKETS FOR APPROVAL.

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 (Yes) 0 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015059 ADOPTING THE DUTCHESS COUNTY AGRICULTURAL AND FARMLAND PROTECTION PLAN DEVELOPED BY THE DUTCHESS COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD AND SUBMISSION THEREOF TO THE NEW YORK STATE COMMISSIONER OF AGRICULTURE AND MARKETS FOR APPROVAL.

Date: March 9, 2015

Environment

RESOLUTION NO. 2015060

RE: SETTING A PUBLIC HEARING IN CONNECTION WITH THE ESTABLISHMENT OF SIX ZONES OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT AND TWO PART COUNTY SEWER DISTRICTS, ALL LOCATED IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Legislators MICCIO, FLESLAND, HORTON, NESBITT, SAGLIANO, MAC AVERY, FARLEY, PERKINS, and IGNAFFO 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), as part of the creation of the Dutchess County Water & Wastewater Authority (WWA), established the Dutchess County Water District (DCWD), and

WHEREAS, the WWA is entering into an Agreement, with the Town of Hyde Park regarding the WWA's acquisition of six water and two sewer systems owned by the Town, including: Arbors Water System (Zone Assessment O); Violet Avenue Water System (Zone of Assessment P); Greenbush Water System (Zone of Assessment Q); Pinebrook Water System (Zone of Assessment R); Greenfields Water System (Zones of Assessment S and T); Quaker Hills Water system (Zone of Assessment U); Pinebrook Sewer System (Part County Sewer District #7);and Greenfields Sewer System (Part County Sewer District #8, Zones of Assessment A and B), those systems which are located in the Town of Hyde Park; and

WHEREAS, the WWA's ability to close on these acquisitions and provide water and sewer service to the customers of said water and sewer system is contingent on the creation the Sewer Districts and Zones of Assessments listed above, 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 the Districts and Zones of Assessment above for the Town of Hyde Park, within the Dutchess County Water District, and

WHEREAS, said notice of project also describes the Districts and Zones of Assessment that will be created which is more particularly described in Attachments A, B, C, D, E, F, G and H attached hereto, and

WHEREAS, it is necessary to conduct a public hearing on the establishment of such Districts and Zones of Assessment, now therefore, be it

RESOLVED, that this Legislature shall conduct a public hearing on the 13th day of April 2015, at 7 pm in the evening 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 the Sewer Districts and Zones of Assessment in the Dutchess County Water District, all located in the Town of Hyde Park, New York, described in Attachments A through H, 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 Districts and Zones of Assessment, 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-039-15
CRC/kvh/G-1217-N
2/11/15 Fiscal Impact:
Statement will be attached to resolution creating District when submitted to Legislature

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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, Ex. Director, DCWWA Prepared On: February 9, 2015

Dut.pdf

DUTCHESS COUNTY
WATER AND WASTEWATER AUTHORITY

27 High St. 2nd Floor
Poughkeepsie
New York, 12601
(845) 486-3601
Fax (845) 486-3610
dcwwa@dutchessny.gov
www.DCWWA.org

Authority Board Members

Thomas LeGrand
Chairperson

Vincent DiMaso
Vice-Chairperson

Rudy Vavra
Treasurer

Lawrence R. Knapp
Secretary

Amanda Baxter-Dingee

Ex officio Members

Brian Scoralick
Acting Executive Director
Soil and Water Conservation District

Eo[illegible]rafter
Ac[illegible]nmissioner
D.C. Dept. of Planning & Development

Staff

Bridget Barclay
Executive Director

Mary C. Morris
Deputy Director

February 17, 2015

Dutchess County Legislature
35 Market Street
Poughkeepsie, NY 12601

Attention: Hon. Carolyn Morris, Clerk

RE: Acquisition of Town of Hyde Park Water and Sewer Systems

Dear Clerk Morris:

Pursuant to Article 5, title 6-C, Section 1124, Subparagraph 6 of the Public Authorities Law, the Dutchess County Water and Wastewater Authority (the "Authority") is hereby notifying the Dutchess County Legislature that the Authority proposes to undertake a project. The project is the acquisition of six water system and two sewer systems currently owned by the Town of Hyde Park, and the provision of water and sewer services to all properties within the respective system's current service area, all as described more fully below.

In support of this project, the Authority is requesting that the County Legislature establish new Zones of Assessment within the County Water District, and approve and amended and Restated Service Agreement between the County, on behalf of the County Water District, and the Authority. Further, the Authority is requesting that the County Legislature establish two new Part County Sewer Districts, District #7 and District #8, and enter into two new Service Agreements between the County, on behalf of Part County Sewer District #7 and #8 respectively, and the Authority.

The Authority will provide to the County the Maps, Plans and Reports that will identify the parcels to be included in each of the proposed new Zones of Assessment and Part County Sewer Districts, describe the infrastructure and facilities being acquired in order to provide water or sewer service, describe the improvements to be constructed subsequent to the Authority's acquisition, and provide the estimated annual cost for service for the typical property in each of the proposed Zones of Assessment or Part County Sewer Districts.

Description of the Service Areas

Arbors Water System: Proposed County Water District Zone of Assessment O

The proposed County Water District Zone of Assessment O will include a total of one hundred and fifty-five (155) tax parcels, of which five (5) are single family residences and four hundred and fifty (150) are condominiums, served through a single wholesale water connection to the Arbors Condominiums Complex. A map and list of the tax parcels is provided as Attachment A.

Violet Avenue Water System: Proposed County Water District Zone of Assessment P

The proposed County Water District Zone of Assessment P will include a total of eleven (11) tax parcels, of which five (5) are residential properties, and six (6) are developed non-residential parcels. A map and list of the tax parcels is provided as Attachment B.

Greenbush Water System: Proposed County Water District Zone of Assessment Q

The proposed County Water District Zone of Assessment Q will include a total of two-hundred and seventy-two tax parcels, of which two hundred and forty-eight (248) are residential properties, seventeen (17) are developed non-residential properties, and seven (7) are vacant parcels. A map and list of the tax parcels is provided as Attachment C.

Pinebrook Water System: Proposed County Water District Zone of Assessment R

The proposed County Water District Zone of Assessment R will include one hundred and thirty-nine (139) tax parcels, of which one hundred and thirty-two (132) are residential properties, one is the Homeowner's Association recreation building, three are the site of the water system wells and treatment facilities, two are the site of the wastewater treatment plant and collection facilities, and one is undeveloped open space owned by the Homeowner's Association. A map and list of the tax parcels is provided as Attachment D.

Greenfields Water System: Proposed County Water District Zones of Assessment S and T

The proposed County Water District Zone of Assessment S will include two hundred and eighty-six (286) tax parcels, of which two hundred and eighty-one are developed residential parcels, and five are the site of water and wastewater facilities. The proposed County Water District Zone of Assessment T will include one hundred and nineteen (119) tax parcels, of which one hundred and eighteen (118) are vacant residential lots and one is a restricted open space parcel. A map and tax parcel list is provided as Attachment E.

Quaker Hills Water System: Proposed County Water District Zone of Assessment U

The proposed County Water District Zone of Assessment U will include one hundred and fifteen (115) tax parcels, of which one hundred and nine (109) are developed residential

properties, one is a vacant residential lot, one is the site of the water treatment facility, four are undevelopable lots. A map and tax parcel list is provided as Attachment F.

Pinebrook Sewer System: Part County Sewer District #7

The proposed Part County Sewer District #7 will include one hundred and thirty-nine (139) tax parcels, of which one hundred and thirty-two (132) are residential properties, one is the Homeowner's Association recreation building, three are the site of the water system wells and treatment facilities, two are the site of the wastewater treatment plant and collection facilities, and one is undeveloped open space owned by the Homeowner's Association. A map and list of the tax parcels is provided as Attachment G.

Greenfields Sewer System: Part County Sewer District #8

The proposed Part County Sewer District #8 will be comprised of two Zones of Assessment; Zone A and Zone B. Zone of Assessment A will include two hundred and eighty-six (286) tax parcels, of which two hundred and eighty-one are developed residential parcels, and five are the site of water and wastewater facilities. Zone of Assessment B will include one hundred and nineteen (119) tax parcels, of which one hundred and eighteen (118) are vacant residential lots and one is a restricted open space parcel. A map and tax parcel list is provided as Attachment H.

County Water District Zones of Assessment

The Authority is requesting that the County Legislature establish the requested seven new Zones of Assessment, as described above, within the existing County Water District, and execute an Amended and Restated Service Agreement between the County, on behalf of the County Water District, and the Authority. The Authority will administer the sale of water services to all properties within the proposed new Zones of Assessment, pursuant to the guidelines established by the Service Agreement and will collect water charges from all customers. A description of proposed Zones of Assessment and all information required by the Legislature to establish the Zones of Assessment will be provided to the Legislature in Maps, Plans and Reports for each proposed Zone of Assessment, to be submitted separately.

Part County Sewer Districts #7 and 8

The Authority is requesting that the County Legislature establish a new Part County Sewer District #7 to encompass the existing service area of the Pinebrook Sewer System, and execute a Service Agreement between the County, on behalf of the Part County Sewer District #7, and the Authority. The Authority will administer the sale of sewer services to all properties within the proposed Part County Sewer District # 7, pursuant to the guidelines established by the Service Agreement and will collect sewer rents from all customers. A description of proposed Part County Sewer District #7 and all information required by the Legislature to establish the District will be provided to the Legislature in a "Map, Plan and Report: Part County Sewer District #7," to be submitted separately.

The Authority is requesting that the County Legislature establish a new Part County Sewer District #8, comprised of Zones of Assessment A and B, to encompass the existing service area of the Greenfields Sewer System, and execute a Service Agreement between the County, on behalf of the Part County Sewer District #8, and the Authority. The Authority will administer the sale of sewer services to all properties within the proposed Part County Sewer District # 8, pursuant to the guidelines established by the Service Agreement and will collect sewer rents from all customers. A description of proposed Part County Sewer District #8 and all information required by the Legislature to establish the District will be provided to the Legislature in a "Map, Plan and Report: Part County Sewer District #8," to be submitted separately.

State Environmental Quality Review

Pursuant to the State Environmental Quality Review Act the Authority, as Lead Agency for review of this unlisted action, will complete a review of the acquisition of the six water systems and two sewer systems as identified above, the provision of water and sewer services to all properties in the service areas, and all associated actions. Authority Board resolutions and SEQR documents will be submitted separately.

Conclusion

The Authority respectfully requests that the Dutchess County Legislature take such action as it may determine in its own discretion to be appropriate in connection with the review of the project and that the action taken be such that the Dutchess County Legislature does not act to deny the Authority the right to proceed with the project.

Sincerely,

DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY

By: _____
Bridget Barclay, Executive Director

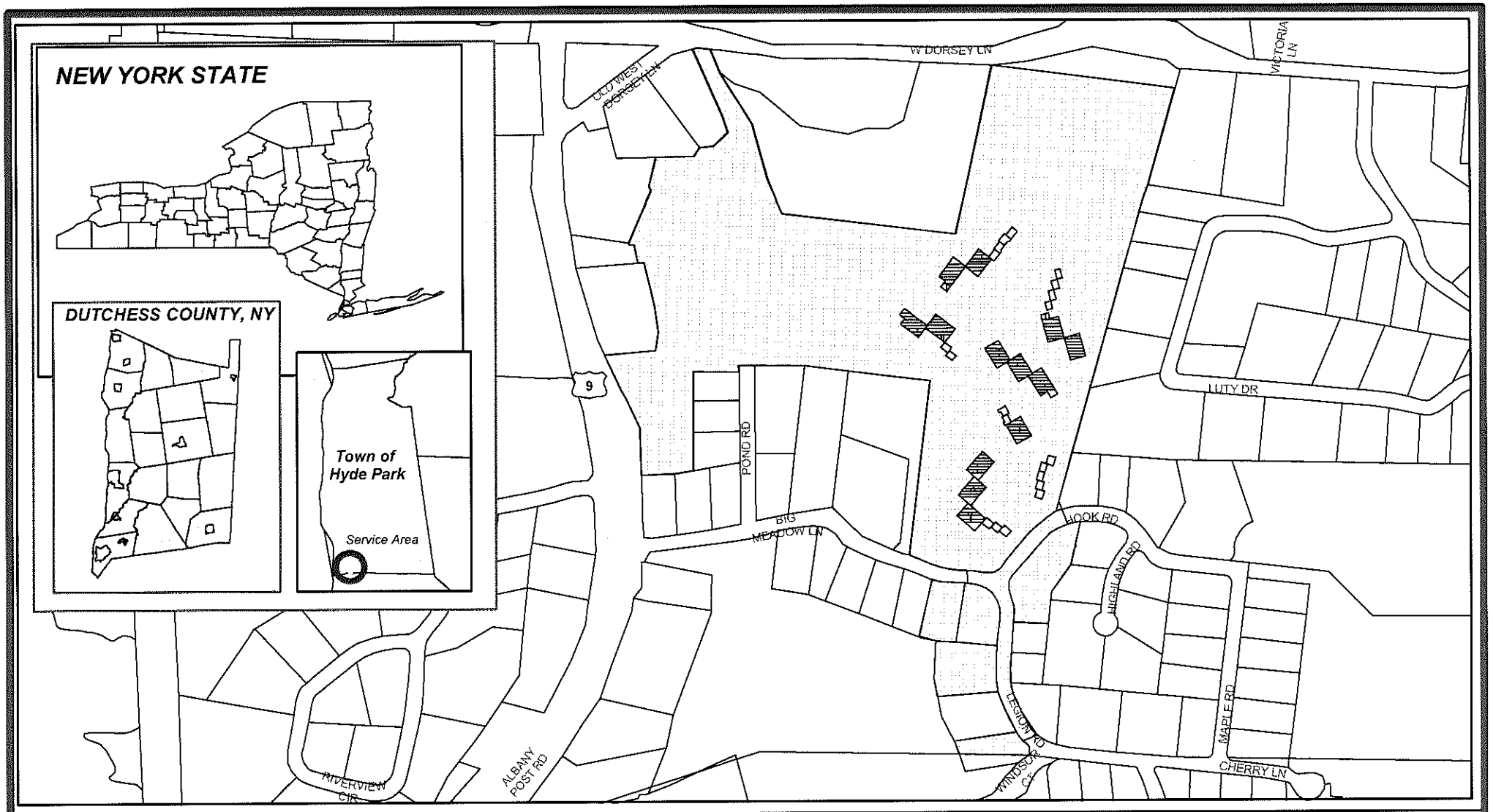
Enc.

cc: Hon. Marcus J. Molinaro
Authority Board of Directors
County Attorney James Fedorchak

ATTACHMENT A

County Water District Zone of Assessment O
Arbors Water System

Map and Tax Parcel List



Arbors System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "O"

Service Area

0 125 250 500 Feet

N

DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

Sheet No.
1 of 1

Data Sources: - Dutchess County Real Properties Tax Service Agency
Prepared by - Dutchess County Water and Wastewater Authority
Drawn By: Jonathan Churins, Project Facilitator

Date: February 2015

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "O"
Arbors Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "O" 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:

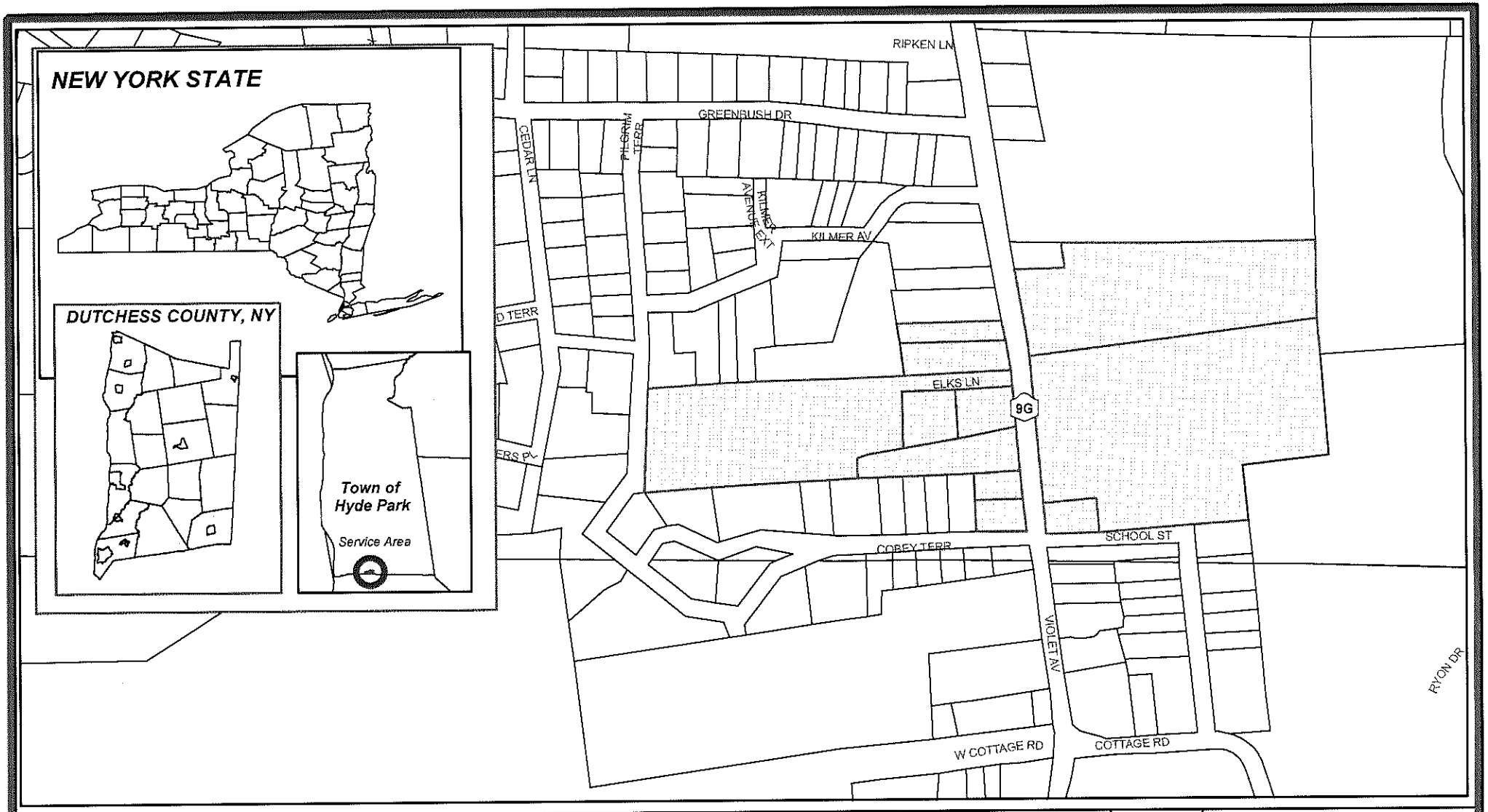
6163-03-097456-0000	6163-03-132464-0000	6163-03-110479-0000
6163-03-099451-0000	6163-03-130438-0000	6163-03-111417-0000
6163-03-123421-0000	6163-03-113393-0000	6163-03-101448-0000
6163-03-130440-0000	6163-03-088454-0000	6163-03-115450-0000
6163-03-108393-0000	6163-03-121489-0000	6163-03-140456-0000
6163-03-118430-0000	6163-03-101479-0000	6163-03-110478-0000
6163-03-107398-0000	6163-03-119487-0000	6163-03-088456-0000
6163-03-088462-0000	6163-03-109408-0000	6163-03-133454-0000
6163-03-123423-0000	6163-03-110480-0000	6163-03-111408-0000
6163-03-110483-0000	6163-03-111412-0000	6163-03-124428-0000
6163-03-116392-0000	6163-03-117484-0000	6163-03-123422-0000
6163-03-106395-0000	6163-03-101473-0000	6163-03-111409-0000
6163-03-111411-0000	6163-03-135475-0000	6163-03-088460-0000
6163-03-108403-0000	6163-03-101472-0000	6163-03-133460-0000
6163-03-111410-0000	6163-03-111415-0000	6163-03-133468-0000
6163-03-111414-0000	6163-03-119391-0000	6163-03-108395-0000
6163-03-110482-0000	6163-03-133462-0000	6163-03-097460-0000
6163-03-088458-0000	6163-03-108396-0000	6163-03-124430-0000
6163-03-123419-0000	6163-03-123442-0000	6163-03-131406-0000
6163-03-130409-0000	6163-03-123443-0000	6163-03-130402-0000
6163-03-108401-0000	6163-03-101471-0000	6163-03-123448-0000
6163-03-115449-0000	6163-03-111416-0000	6163-03-106396-0000
6163-03-123445-0000	6163-03-088463-0000	6163-03-110476-0000
6163-03-115443-0000	6163-03-108404-0000	6163-03-134414-0000
6163-03-110481-0000	6163-03-107405-0000	6163-03-123449-0000
6163-03-123440-0000	6163-03-130437-0000	6163-03-088457-0000
6163-03-124431-0000	6163-03-110485-0000	6163-03-133463-0000
6163-03-130436-0000	6163-03-130444-0000	6163-03-140451-0000
6163-03-088459-0000	6163-03-133456-0000	6163-03-133455-0000
6163-03-109405-0000	6163-03-131411-0000	6163-03-097457-0000
6163-03-109406-0000	6163-03-097461-0000	6163-03-123420-0000
6163-03-097459-0000	6163-03-116481-0000	6163-03-133458-0000
6163-03-115444-0000	6163-03-133459-0000	6163-03-110477-0000
6163-03-140453-0000	6163-03-123441-0000	6163-03-130443-0000

6163-03-109407-0000
6163-03-130439-0000
6163-03-101470-0000
6163-03-140449-0000
6163-03-140452-0000
6163-03-123444-0000
6163-03-107404-0000
6163-03-133457-0000
6163-03-130442-0000
6163-03-108394-0000
6163-03-133472-0000
6163-03-097453-0000
6163-03-115448-0000
6163-03-124432-0000
6163-03-130435-0000
6163-03-140448-0000
6163-03-115445-0000
6163-03-101478-0000
6163-03-101476-0000
6163-03-088455-0000
6163-03-106394-0000
6163-03-097454-0000
6163-03-140450-0000
6163-03-115447-0000
6163-03-097455-0000
6163-03-101474-0000
6163-03-123446-0000
6163-03-101477-0000
6163-03-107399-0000
6163-03-140457-0000
6163-03-115442-0000
6163-03-115441-0000
6163-03-133461-0000
6163-03-140455-0000
6163-03-111413-0000
6163-03-101475-0000
6163-03-119427-0000
6163-03-097458-0000
6163-03-123447-0000
6163-03-115446-0000
6163-03-107397-0000
6163-03-097462-0000
6163-03-124429-0000
6163-03-088461-0000
6163-03-108402-0000
6163-03-140454-0000
6163-03-130441-0000
6163-03-110484-0000
6163-03-130375-0000
6163-03-110362-0000
6163-03-098364-0000
6163-03-105344-0000
6163-03-113318-0000

ATTACHMENT B

County Water District Zone of Assessment P
Violet Avenue Water System

Map and Tax Parcel List



Violet Avenue Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "P"

Base Service Area

N W E S

0 125 250 500 Feet

DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

Sheet No.
1 of 1

Data Sources: - Dutchess County Real Properties Tax Service Agency
Prepared by - Dutchess County Water and Wastewater Authority
Drawn By: Jonathan Churins, Project Facilitator

Date: February 2015

WATER AND WASTEWATER AUTHORITY

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "P"
Violet Avenue Water System

DESCRIPTION OF ZONE

(map and parcel listing)

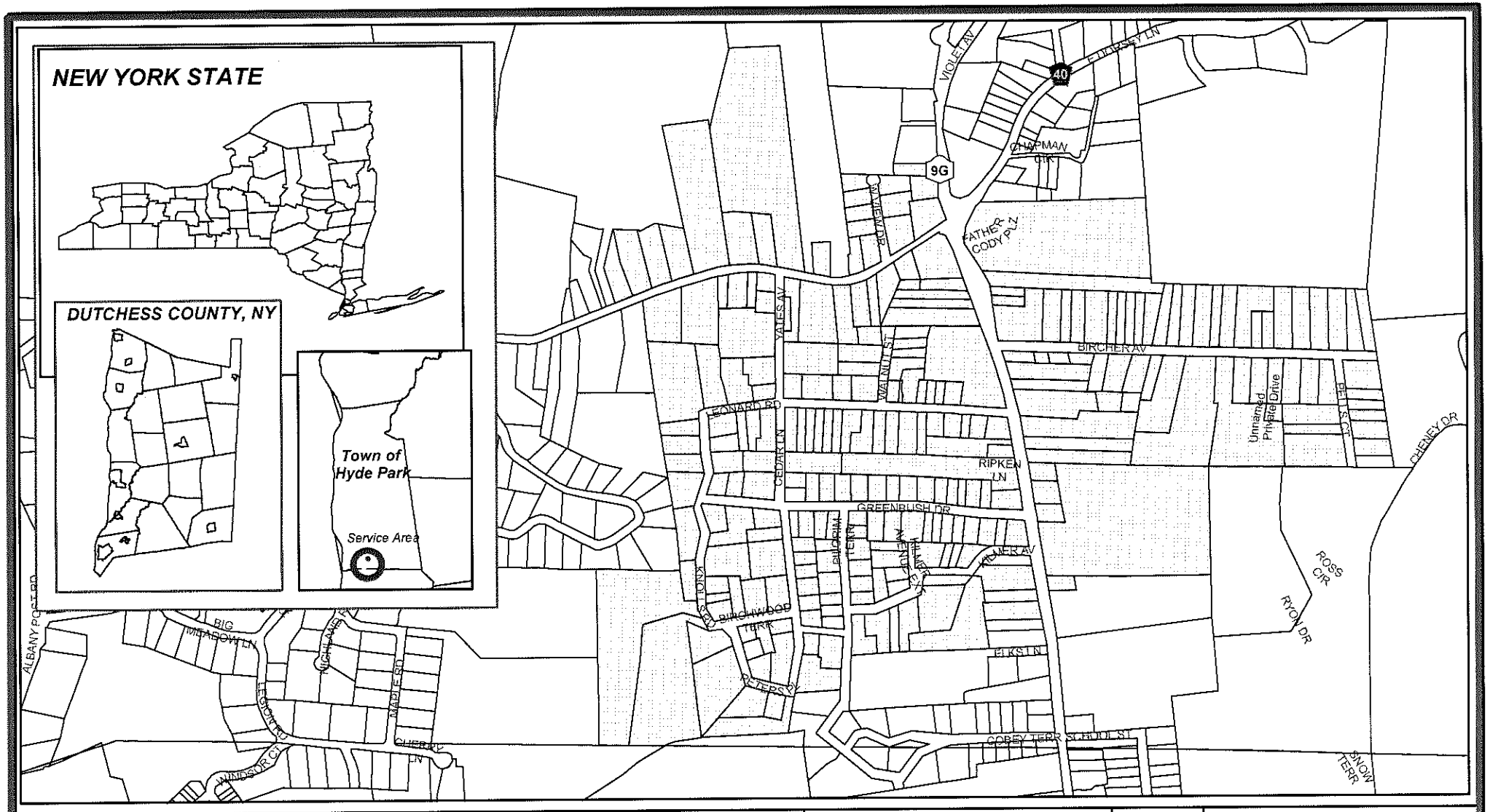
The Dutchess County Water District Zone of Assessment "P" shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6163-04-534381-0000
6163-04-569324-0000
6163-04-547333-0000
6163-04-533373-0000
6163-03-482349-0000
6163-04-532342-0000
6163-04-542356-0000
6163-04-596391-0000
6163-04-600353-0000
6163-04-527354-0000
6163-04-548325-0000

ATTACHMENT C

County Water District Zone of Assessment Q
Greenbush Water System

Map and Tax Parcel List



Greenbush Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "Q"

Base Service Area

N W E S

0 125 250 500 Feet

DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

Sheet No.
1 of 1

Data Sources: - Dutchess County Real Properties Tax Service Agency
Prepared by - Dutchess County Water and Wastewater Authority
Drawn By: Jonathan Churins, Project Facilitator

Date: February 2015

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "Q"
Greenbush Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "Q" 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:

6163-01-323582	6163-02-503528	6163-04-506489	6163-01-492507
6163-01-388645	6163-02-554550	6163-03-459454	6163-01-486508
6163-01-348586	6163-01-448520	6163-03-452486	6163-04-510477
6163-01-396592	6163-02-592549	6163-03-381457	6163-03-376470
6163-01-358621	6163-01-439510	6163-03-441454	6163-04-504451
6163-01-383593	6163-01-476511	6163-03-475454	6163-03-351478
6163-01-335584	6163-02-561550	6163-03-432454	6163-03-384487
6163-01-313576	6163-02-658513	6163-03-394470	6163-04-698473
6163-02-578549	6163-02-673540	6163-04-675495	6163-04-567472
6163-01-428582	6163-01-397569	6163-03-424468	6163-03-489490
6163-02-667540	6163-01-360552	6163-03-422488	6163-03-467454
6163-02-561569	6163-02-676512	6163-04-514489	6163-04-510451
6163-02-535545	6163-02-720545	6163-04-528448	6163-03-374481
6163-02-667512	6163-02-597549	6163-02-597503	6163-01-471505
6163-02-568549	6163-02-685511	6163-04-548464	6163-03-351488
6163-01-482508	6163-01-374564	6163-03-427487	6163-04-727499
6163-02-614506	6163-04-629499	6163-04-731475	6163-03-441686
6163-02-696512	6163-02-608516	6163-03-413451	6163-04-698485
6163-01-450509	6163-01-422527	6163-03-492453	6163-04-524488
6163-01-414555	6163-02-660549	6163-03-393456	6163-04-596439
6163-02-650549	6163-01-339550	6163-03-437487	6163-04-525475
6163-02-691546	6163-01-423551	6163-02-726505	6163-01-467508
6163-01-389565	6163-02-621550	6163-03-499489	6163-03-459485
6163-02-587549	6163-02-644550	6163-03-484453	6163-03-371457
6163-02-628550	6163-01-381564	6163-03-414459	6163-03-450454
6163-02-615550	6163-02-705511	6163-04-728493	6163-04-517451
6163-02-529563	6163-01-474522	6163-04-730484	6163-03-499452
6163-01-397558	6163-02-710543	6163-03-482485	6163-03-352467
6163-01-409551	6163-02-529558	6163-03-466485	6163-01-499506
6163-02-608549	6163-02-724515	6163-03-475485	6163-03-432487
6163-02-681546	6163-02-637550	6163-04-566480	6163-03-412488
6163-01-412511	6163-02-701546	6163-04-697494	6163-03-391489
6163-01-426511	6163-02-727545	6163-04-551452	6163-03-417488
6163-02-602549	6163-03-487466	6163-03-424455	6163-03-399487

6163-03-354403
6163-03-460401
6163-03-418423
6163-03-381390
6163-04-530388
6163-03-421383
6163-03-451394
6163-04-559403
6163-03-420400
6163-03-448430
6163-04-534430
6163-03-432415
6163-03-371386
6163-03-433387
6163-03-490433
6163-03-450402
6163-04-526430
6163-03-397429
6163-03-376414
6163-03-354428
6163-03-435434
6163-03-370401
6163-03-371394
6163-03-431424
6163-03-449438
6163-04-530415
6163-03-421392
6163-03-432402
6163-03-449409
6163-03-391395
6163-03-418416
6163-03-370438
6163-03-459378
6163-03-419409
6163-03-382434
6163-03-397438
6163-03-466376
6163-03-493390
6163-04-552441
6163-03-432394
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6163-02-586504
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6163-01-484607
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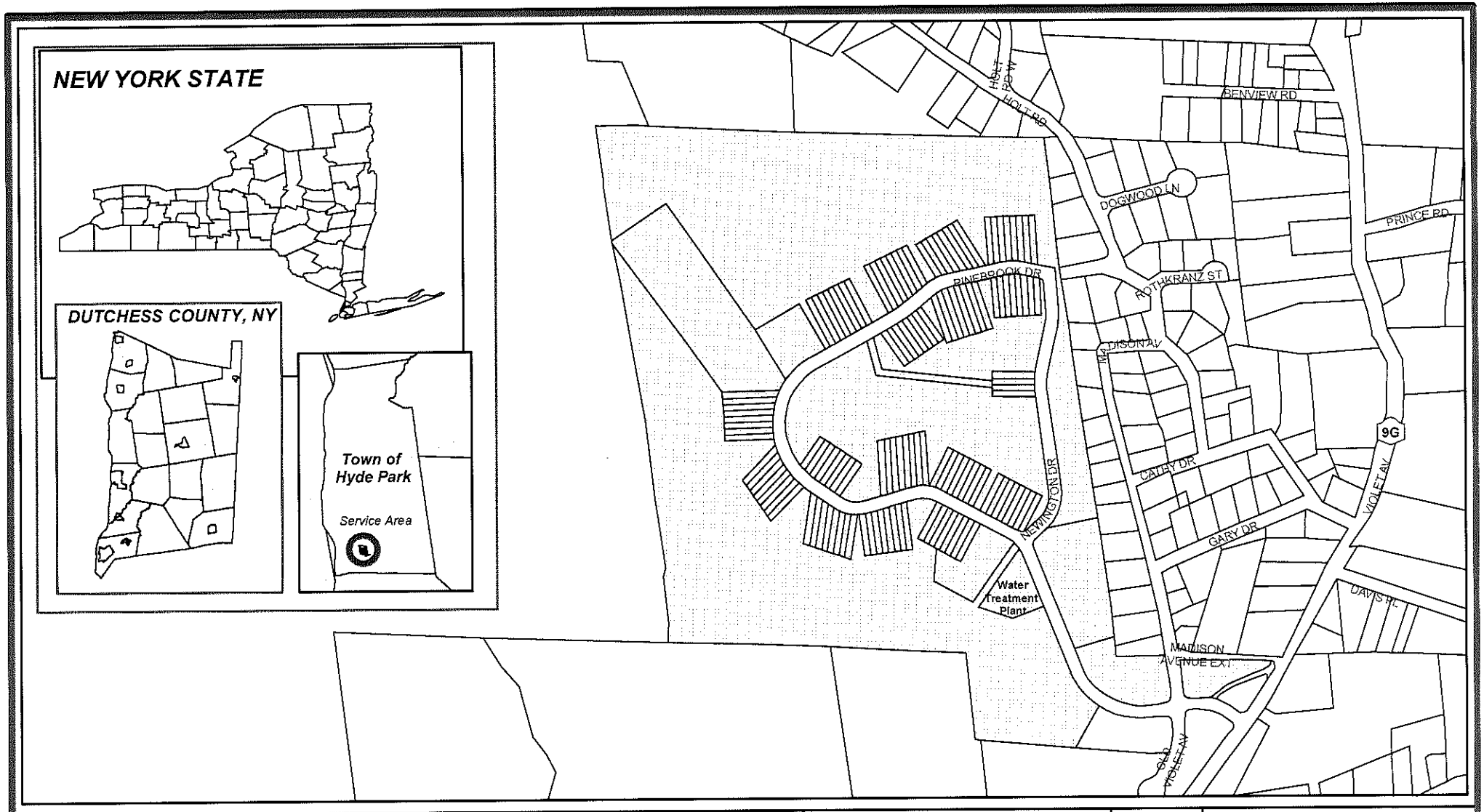
ATTACHMENT D

County Water District Zone of Assessment R
Pinebrook Water System

Map and Tax Parcel List



Pinebrook Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "R"

Base Service Area

0 125 250 500 Feet

N W E S

DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

Sheet No.
1 of 1

Data Sources: - Dutchess County Real Properties Tax Service Agency
Prepared by - Dutchess County Water and Wastewater Authority
Drawn By: Jonathan Chukins, Project Facilitator

Date: February 2015

DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "R"
Pinebrook Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "R" 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:

6266-19-562237-0000	6266-18-445141-0000	6266-19-665045-0000
6266-19-584238-0000	6266-18-447134-0000	6266-19-573095-0000
6266-18-456241-0000	6266-19-621095-0000	6266-18-452054-0000
6266-18-483237-0000	6266-18-470189-0000	6266-19-594030-0000
6266-19-518246-0000	6266-18-476118-0000	6266-19-573085-0000
6266-18-425246-0000	6266-18-476133-0000	6266-19-668036-0000
6266-19-539093-0000	6266-19-604095-0000	6266-19-654085-0000
6266-19-635130-0000	6266-19-633100-0000	6266-19-592036-0000
6266-19-513131-0000	6266-19-516179-0000	6266-19-531067-0000
6266-19-509106-0000	6266-19-599125-0000	6266-19-659065-0000
6266-18-494161-0000	6266-18-439197-0000	6266-18-480046-0000
6266-19-524153-0000	6266-19-522091-0000	6266-19-506080-0000
6266-19-660099-0000	6266-19-654134-0000	6266-19-630021-0000
6266-18-499142-0000	6266-18-474154-0000	6266-19-590048-0000
6266-18-446149-0000	6266-19-515206-0000	6266-18-487082-0000
6266-18-437207-0000	6266-19-540129-0000	6266-19-665075-0000
6266-19-644105-0000	6266-18-447111-0000	6266-18-451075-0000
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6266-18-432219-0000	6266-18-429232-0000	6266-19-621073-0000
6266-19-555216-0000	6266-19-544109-0000	6266-19-545052-0000
6266-18-447100-0000	6266-19-515193-0000	6266-19-595023-0000
6266-19-517166-0000	6266-18-489218-0000	6266-19-625046-0000
6266-19-554122-0000	6266-18-448169-0000	6266-19-577066-0000
6266-19-542155-0000	6266-18-446159-0000	6266-19-529040-0000
6266-19-525122-0000	6266-18-495094-0000	6266-19-543070-0000
6266-19-573110-0000	6266-19-562175-0000	6266-19-563025-0000
6266-19-540178-0000	6266-18-459230-0000	6266-19-550042-0000
6266-18-491191-0000	6266-18-473173-0000	6266-18-449088-0000
6266-18-475094-0000	6266-18-492176-0000	6266-19-662055-0000
6266-18-446178-0000	6266-19-536216-0000	6266-19-558033-0000
6266-18-442186-0000	6266-19-514219-0000	6266-19-513039-0000
6266-18-492207-0000	6266-19-537235-0000	6266-19-589106-0000
6266-18-463218-0000	6266-19-576077-0000	6266-14-499253-0000
6266-19-536197-0000	6266-18-467048-0000	6266-15-563263-0000
6266-18-466204-0000	6266-19-671024-0000	6266-14-451253-0000

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6266-15-579264-0000
6266-15-541251-0000
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6266-18-495041-0000
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6266-19-561143-0000
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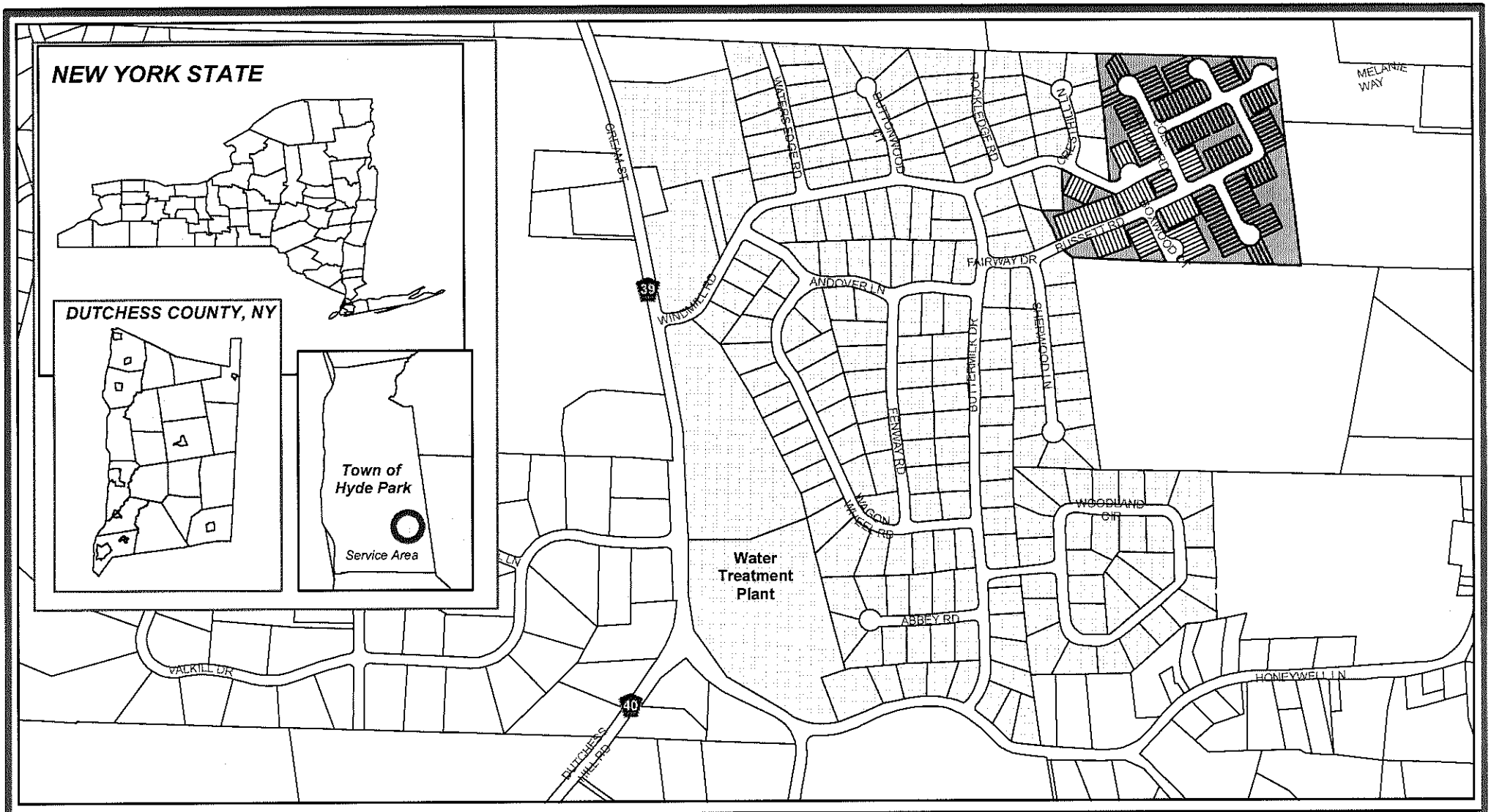
6266-19-573132-0000

ATTACHMENT E

County Water District Zones of Assessment S and T
Greenfields Water System

Map and Tax Parcel List



Greenfields Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment S & T

Greenfields Zone "S"
Greenfields East Zone "T"

0 125 250 500 Feet

DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

Sheet No.
1 of 1

Data Sources: - Dutchess County Real Properties Tax Service Agency
Prepared by - Dutchess County Water and Wastewater Authority
Drawn By: Jonathan Churins, Project Facilitator

Date: February 2015

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "S"
Greenfields Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "S" 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:

6264-02-542510-0000	6264-57-596456-0000	6264-57-580446-0000
6264-02-560508-0000	6264-57-588473-0000	6264-57-568441-0000
6264-01-497502-0000	6264-04-545453-0000	6264-57-609444-0000
6264-02-523511-0000	6264-04-531470-0000	6264-03-473444-0000
6264-01-497513-0000	6264-57-576466-0000	6264-57-604441-0000
6264-04-544484-0000	6264-57-577467-0000	6264-57-570442-0000
6264-04-502480-0000	6264-57-609465-0000	6264-57-562440-0000
6264-03-498490-0000	6264-57-587477-0000	6264-57-564440-0000
6264-02-525501-0000	6264-57-590470-0000	6264-57-554437-0000
6264-04-562494-0000	6264-57-591468-0000	6264-57-600439-0000
6264-04-526490-0000	6264-57-610463-0000	6264-57-578445-0000
6264-04-529480-0000	6264-03-454442-0000	6264-57-587450-0000
6264-04-540495-0000	6264-57-552436-0000	6264-57-589451-0000
6264-57-608467-0000	6264-57-558438-0000	6264-57-582447-0000
6264-04-547473-0000	6264-57-560439-0000	6264-03-443441-0000
6264-04-509463-0000	6264-03-416439-0000	6264-57-574444-0000
6264-57-611461-0000	6264-04-501436-0000	6264-57-605434-0000
6264-57-553454-0000	6264-04-540434-0000	6264-03-464443-0000
6264-03-370427-0000	6264-57-584448-0000	6264-57-611445-0000
6264-57-597455-0000	6264-04-522437-0000	6264-57-549434-0000
6264-57-607469-0000	6264-57-551435-0000	6264-57-556437-0000
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6264-57-555453-0000	6264-57-598438-0000	6264-57-560450-0000
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6264-04-520449-0000	6264-03-483444-0000	6264-57-590423-0000
6264-04-507472-0000	6264-57-585449-0000	6264-04-547415-0000
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6264-57-590452-0000	6264-03-430440-0000	6264-57-585434-0000
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APPENDIX "B"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "T"
Greenfields EAST Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "T" 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:

6264-49-603510-0000	6264-58-626486-0000	6264-57-617449-0000
6264-57-624485-0000	6264-57-583484-0000	6264-58-634448-0000
6264-58-643494-0000	6264-57-574493-0000	6264-58-642439-0000
6264-57-614479-0000	6264-57-596488-0000	6264-57-618447-0000
6264-58-643484-0000	6264-58-644482-0000	6264-58-631453-0000
6264-57-609494-0000	6264-58-630455-0000	6264-58-632451-0000
6264-57-573495-0000	6264-57-624467-0000	6264-57-623436-0000
6264-57-615480-0000	6264-58-648473-0000	6264-58-644437-0000
6264-57-612479-0000	6264-57-620466-0000	6264-57-621441-0000
6264-57-581488-0000	6264-58-647475-0000	6264-57-620443-0000
6264-58-645495-0000	6264-58-633472-0000	6264-58-637442-0000
6264-57-582486-0000	6264-58-632471-0000	6264-57-622440-0000
6264-57-619482-0000	6264-57-622467-0000	6264-58-633450-0000
6264-57-572497-0000	6264-58-638457-0000	6264-58-640440-0000
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6264-57-621483-0000	6264-58-645480-0000	6264-58-646434-0000
6264-58-637491-0000	6264-58-639458-0000	6264-57-619445-0000
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6264-58-647495-0000	6264-58-649471-0000	6264-50-627504-0000
6264-57-595495-0000	6264-58-645436-0000	6264-49-592501-0000

6264-49-604504-0000
6264-50-632507-0000
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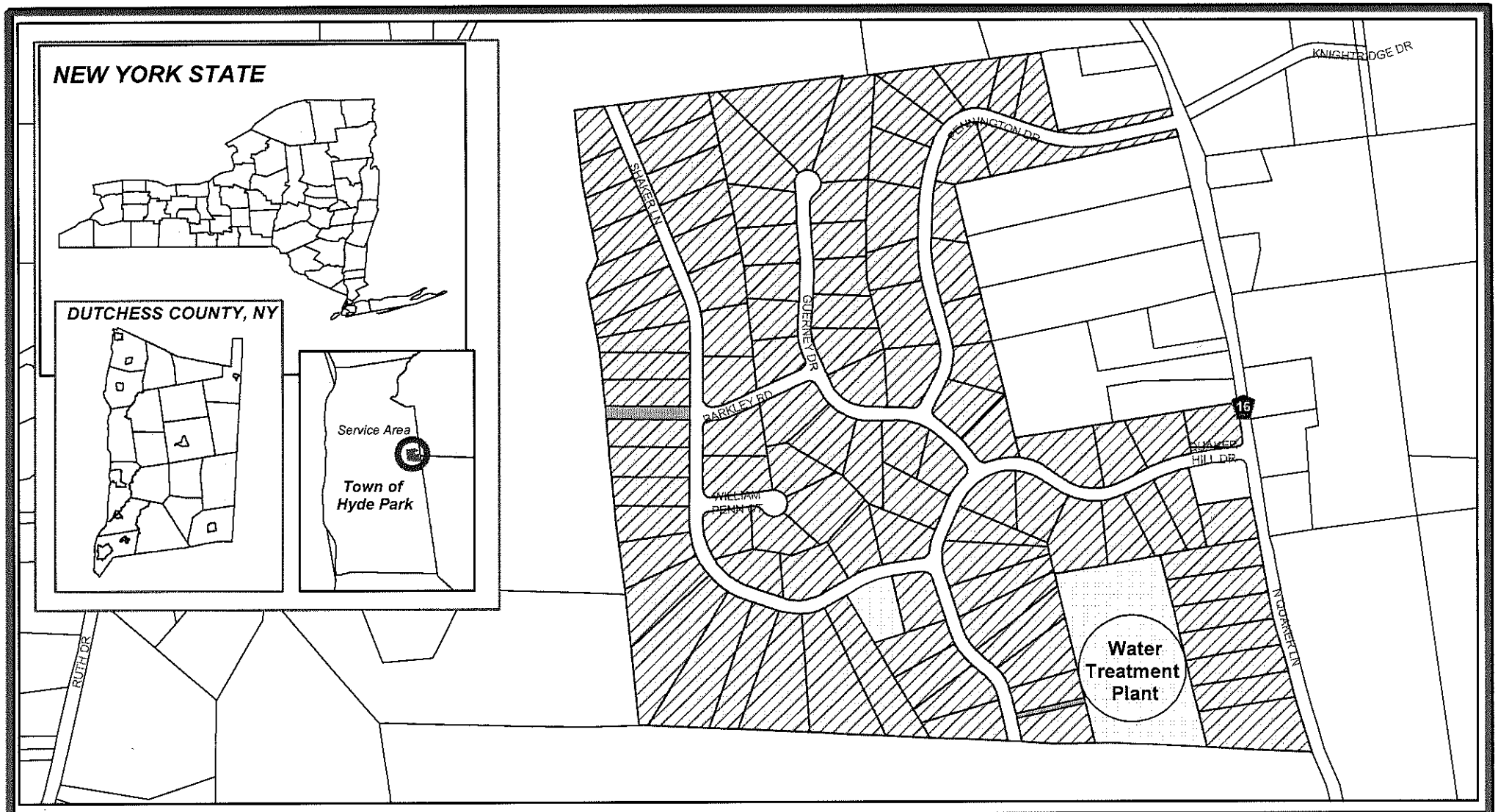
ATTACHMENT F

County Water District Zone of Assessment U
Quaker Hills Water System

Map and Tax Parcel List



Quaker Hills Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "U"

Base Service Area
Connected
ROW

N W E S

0 125 250 500 Feet

DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

Sheet No.
1 of 1

Data Sources: - Dutchess County Real Properties Tax Service Agency
Prepared by - Dutchess County Water and Wastewater Authority
Drawn By: Jonathan Churina, Project Facilitator

Date: February 2015

DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "U"
Quaker Hills Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "U" 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:

6266-19-562237-0000	6266-18-445141-0000	6266-19-665045-0000
6266-19-584238-0000	6266-18-447134-0000	6266-19-573095-0000
6266-18-456241-0000	6266-19-621095-0000	6266-18-452054-0000
6266-18-483237-0000	6266-18-470189-0000	6266-19-594030-0000
6266-19-518246-0000	6266-18-476118-0000	6266-19-573085-0000
6266-18-425246-0000	6266-18-476133-0000	6266-19-668036-0000
6266-19-539093-0000	6266-19-604095-0000	6266-19-654085-0000
6266-19-635130-0000	6266-19-633100-0000	6266-19-592036-0000
6266-19-513131-0000	6266-19-516179-0000	6266-19-531067-0000
6266-19-509106-0000	6266-19-599125-0000	6266-19-659065-0000
6266-18-494161-0000	6266-18-439197-0000	6266-18-480046-0000
6266-19-524153-0000	6266-19-522091-0000	6266-19-506080-0000
6266-19-660099-0000	6266-19-654134-0000	6266-19-630021-0000
6266-18-499142-0000	6266-18-474154-0000	6266-19-590048-0000
6266-18-446149-0000	6266-19-515206-0000	6266-18-487082-0000
6266-18-437207-0000	6266-19-540129-0000	6266-19-665075-0000
6266-19-644105-0000	6266-18-447111-0000	6266-18-451075-0000
6266-18-447122-0000	6266-19-558194-0000	6266-19-583058-0000
6266-18-432219-0000	6266-18-429232-0000	6266-19-621073-0000
6266-19-555216-0000	6266-19-544109-0000	6266-19-545052-0000
6266-18-447100-0000	6266-19-515193-0000	6266-19-595023-0000
6266-19-517166-0000	6266-18-489218-0000	6266-19-625046-0000
6266-19-554122-0000	6266-18-448169-0000	6266-19-577066-0000
6266-19-542155-0000	6266-18-446159-0000	6266-19-529040-0000
6266-19-525122-0000	6266-18-495094-0000	6266-19-543070-0000
6266-19-573110-0000	6266-19-562175-0000	6266-19-563025-0000
6266-19-540178-0000	6266-18-459230-0000	6266-19-550042-0000
6266-18-491191-0000	6266-18-473173-0000	6266-18-449088-0000
6266-18-475094-0000	6266-18-492176-0000	6266-19-662055-0000
6266-18-446178-0000	6266-19-536216-0000	6266-19-558033-0000
6266-18-442186-0000	6266-19-514219-0000	6266-19-513039-0000
6266-18-492207-0000	6266-19-537235-0000	6266-19-589106-0000
6266-18-463218-0000	6266-19-576077-0000	6266-14-499253-0000
6266-19-536197-0000	6266-18-467048-0000	6266-15-563263-0000
6266-18-466204-0000	6266-19-671024-0000	6266-14-451253-0000

6266-15-551261-0000
6266-15-590258-0000
6266-15-579264-0000
6266-15-541251-0000
6266-18-500120-0000
6266-18-495041-0000
6266-19-619124-0000
6266-19-561143-0000
6266-19-565158-0000
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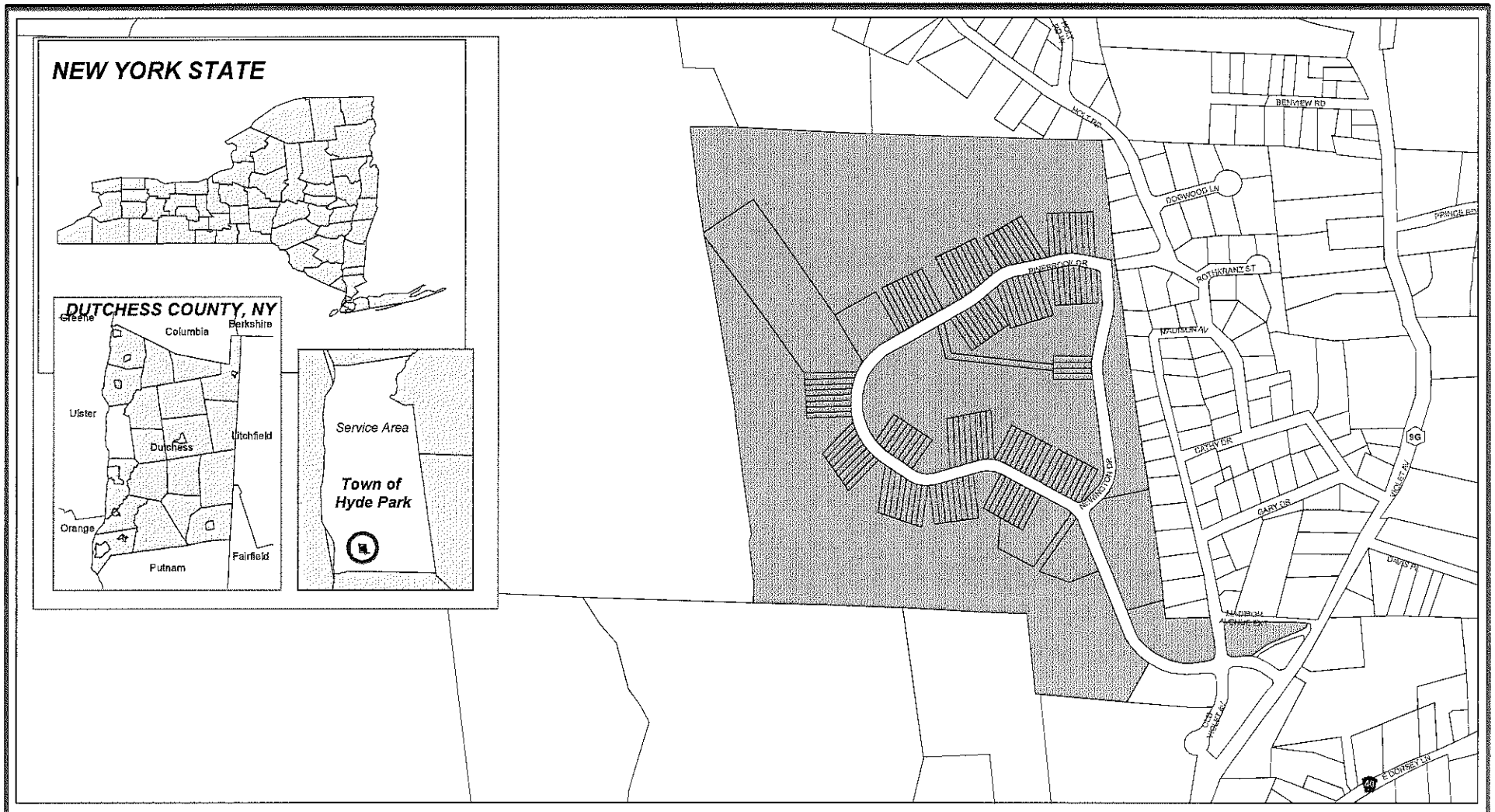
ATTACHMENT G

Part County Sewer District #7
Pinebrook Sewer System

Map and Tax Parcel List



Pinebrook Sewer System
Hyde Park, NY
Part County Sewer District #7

Base Service Area

0 250 500 1,000 Feet

1:4,800 1 inch = 400 feet

DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

Sheet No.
1 of 1

Data Sources: - Dutchess County Real Properties Tax Service Agency
Prepared by - Dutchess County Water and Wastewater Authority
Drawn By: Jonathan Churins, Project Facilitator

Date: February 2015

N W E S

DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY

APPENDIX "A"

DUTCHESS COUNTY SEWER DISTRICT #7
Pinebrook Sewer System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Part County Sewer District #7 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:

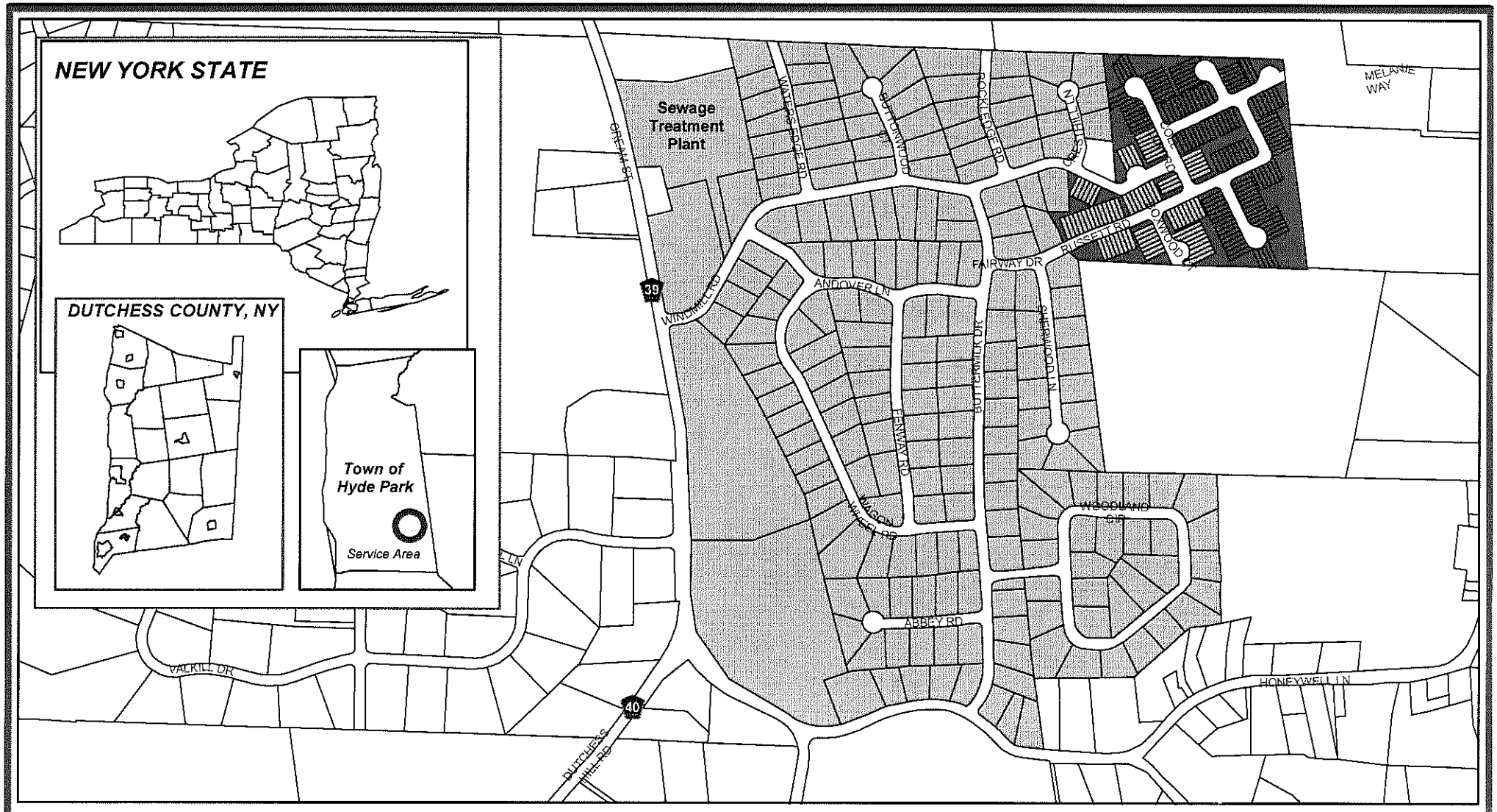
6266-19-562237-0000	6266-18-466204-0000	6266-18-467048-0000
6266-19-584238-0000	6266-18-445141-0000	6266-19-671024-0000
6266-18-456241-0000	6266-18-447134-0000	6266-19-665045-0000
6266-18-483237-0000	6266-19-621095-0000	6266-19-573095-0000
6266-19-518246-0000	6266-18-470189-0000	6266-18-452054-0000
6266-18-425246-0000	6266-18-476118-0000	6266-19-594030-0000
6266-19-539093-0000	6266-18-476133-0000	6266-19-573085-0000
6266-19-635130-0000	6266-19-604095-0000	6266-19-668036-0000
6266-19-513131-0000	6266-19-633100-0000	6266-19-654085-0000
6266-19-509106-0000	6266-19-516179-0000	6266-19-592036-0000
6266-18-494161-0000	6266-19-599125-0000	6266-19-531067-0000
6266-19-524153-0000	6266-18-439197-0000	6266-19-659065-0000
6266-19-660099-0000	6266-19-522091-0000	6266-18-480046-0000
6266-18-499142-0000	6266-19-654134-0000	6266-19-506080-0000
6266-18-446149-0000	6266-18-474154-0000	6266-19-630021-0000
6266-18-437207-0000	6266-19-515206-0000	6266-19-590048-0000
6266-19-644105-0000	6266-19-540129-0000	6266-18-487082-0000
6266-18-447122-0000	6266-18-447111-0000	6266-19-665075-0000
6266-18-432219-0000	6266-19-558194-0000	6266-18-451075-0000
6266-19-555216-0000	6266-18-429232-0000	6266-19-583058-0000
6266-18-447100-0000	6266-19-544109-0000	6266-19-621073-0000
6266-19-517166-0000	6266-19-515193-0000	6266-19-545052-0000
6266-19-554122-0000	6266-18-489218-0000	6266-19-595023-0000
6266-19-542155-0000	6266-18-448169-0000	6266-19-625046-0000
6266-19-525122-0000	6266-18-446159-0000	6266-19-577066-0000
6266-19-573110-0000	6266-18-495094-0000	6266-19-529040-0000
6266-19-540178-0000	6266-19-562175-0000	6266-19-543070-0000
6266-18-491191-0000	6266-18-459230-0000	6266-19-563025-0000
6266-18-475094-0000	6266-18-473173-0000	6266-19-550042-0000
6266-18-446178-0000	6266-18-492176-0000	6266-18-449088-0000
6266-18-442186-0000	6266-19-536216-0000	6266-19-662055-0000
6266-18-492207-0000	6266-19-514219-0000	6266-19-558033-0000
6266-18-463218-0000	6266-19-537235-0000	6266-19-513039-0000
6266-19-536197-0000	6266-19-576077-0000	6266-19-589106-0000

6266-14-499253-0000
6266-15-563263-0000
6266-14-451253-0000
6266-15-551261-0000
6266-15-590258-0000
6266-15-579264-0000
6266-15-541251-0000
6266-18-500120-0000
6266-18-495041-0000
6266-19-619124-0000
6266-19-561143-0000
6266-19-565158-0000
6266-19-573132-0000

ATTACHMENT H

Part County Sewer District #8
Zones of Assessment A and B
Greenfields Sewer System

Map and Tax Parcel List



Greenfields Sewer System
Hyde Park, NY
Part County Sewer District 8A & 8B

Greenfields PCSD #8A
Greenfields EAST PCSD #8B

0 125 250 500 Feet

DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

Sheet No.
1 of 1

Data Sources: - Dutchess County Real Properties Tax Service Agency
Prepared by - Dutchess County Water and Wastewater Authority
Drawn By: Jonathan Churins, Project Facilitator

Date: February 2015

APPENDIX "A"

DUTCHESS COUNTY SEWER DISTRICT #8A
Greenfields Sewer System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Part County Sewer District #8A 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:

6264-02-542510-0000
6264-02-560508-0000
6264-01-497502-0000
6264-02-523511-0000
6264-01-497513-0000
6264-04-544484-0000
6264-04-502480-0000
6264-03-498490-0000
6264-02-525501-0000
6264-04-562494-0000
6264-04-526490-0000
6264-04-529480-0000
6264-04-540495-0000
6264-57-608467-0000
6264-04-547473-0000
6264-04-509463-0000
6264-57-611461-0000
6264-57-553454-0000
6264-03-370427-0000
6264-57-597455-0000
6264-57-607469-0000
6264-04-534452-0000
6264-57-555453-0000
6264-57-581468-0000
6264-57-612460-0000
6264-04-520449-0000
6264-04-507472-0000
6264-57-586478-0000
6264-57-579468-0000
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6264-57-590452-0000
6264-57-588475-0000
6264-57-589471-0000
6264-57-596456-0000
6264-57-588473-0000
6264-04-545453-0000
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6264-57-577467-0000
6264-57-609465-0000
6264-57-587477-0000
6264-57-590470-0000
6264-57-591468-0000
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6264-03-498345-0000
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6264-03-481343-0000
6264-04-534358-0000
6264-03-439360-0000
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6264-04-557315-0000
6264-04-548330-0000
6264-03-443349-0000
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6264-04-515215-0000
6264-04-573236-0000
6264-04-522262-0000
6264-04-542239-0000
6264-03-483243-0000
6264-03-480225-0000

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6264-03-471243-0000
6264-04-605259-0000
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6264-03-476495-0000
6264-03-412476-0000
6264-03-415456-0000
6264-01-448509-0000
6264-03-413466-0000

APPENDIX "B"

DUTCHESS COUNTY SEWER DISTRICT #8B
Greenfields EAST Sewer System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Part County Sewer District #8B 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:

6264-49-603510-0000	6264-57-583484-0000	6264-58-642439-0000
6264-57-624485-0000	6264-57-574493-0000	6264-57-618447-0000
6264-58-643494-0000	6264-57-596488-0000	6264-58-631453-0000
6264-57-614479-0000	6264-58-644482-0000	6264-58-632451-0000
6264-58-643484-0000	6264-58-630455-0000	6264-57-623436-0000
6264-57-609494-0000	6264-57-624467-0000	6264-58-644437-0000
6264-57-573495-0000	6264-58-648473-0000	6264-57-621441-0000
6264-57-615480-0000	6264-57-620466-0000	6264-57-620443-0000
6264-57-612479-0000	6264-58-647475-0000	6264-58-637442-0000
6264-57-581488-0000	6264-58-633472-0000	6264-57-622440-0000
6264-58-645495-0000	6264-58-632471-0000	6264-58-633450-0000
6264-57-582486-0000	6264-57-622467-0000	6264-58-640440-0000
6264-57-619482-0000	6264-58-638457-0000	6264-58-635446-0000
6264-57-572497-0000	6264-58-646476-0000	6264-58-636444-0000
6264-57-614497-0000	6264-58-641459-0000	6264-58-647432-0000
6264-57-611495-0000	6264-58-630470-0000	6264-58-628425-0000
6264-57-598489-0000	6264-57-602474-0000	6264-58-640420-0000
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6264-57-584482-0000	6264-57-608477-0000	6264-57-624434-0000
6264-58-639492-0000	6264-57-619465-0000	6264-58-626430-0000
6264-57-580489-0000	6264-58-643460-0000	6264-58-628427-0000
6264-57-580491-0000	6264-57-606476-0000	6264-58-646434-0000
6264-57-600490-0000	6264-58-645480-0000	6264-57-619445-0000
6264-57-621483-0000	6264-58-639458-0000	6264-49-591502-0000
6264-58-637491-0000	6264-57-604475-0000	6264-50-627504-0000
6264-58-641493-0000	6264-58-649471-0000	6264-49-592501-0000
6264-58-647495-0000	6264-58-645436-0000	6264-49-604504-0000
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6264-58-626486-0000	6264-58-634448-0000	6264-50-627502-0000

6264-50-626505-0000
6264-49-589506-0000
6264-49-624507-0000
6264-49-590504-0000
6264-49-604506-0000
6264-50-634507-0000
6264-49-605502-0000
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6264-49-607501-0000
6264-57-593499-0000
6264-49-574506-0000
6264-49-578510-0000
6264-57-594497-0000
6264-49-577509-0000
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6264-57-623484-0000
6264-49-624509-0000
6264-57-606470-0000
6264-58-629423-0000
6264-58-628469-0000

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 11 **Resolution:** ✓ **Total :** 11 (Yes) 0 (No)

Absent: 1 **Motion:** ___ **Abstentions:** 0

Vacant: 0

2015060 SETTING A PUBLIC HEARING IN CONNECTION WITH THE ESTABLISHMENT OF SIX ZONES OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT AND TWO PART COUNTY SEWER DISTRICTS, ALL LOCATED IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: March 5, 2015

Roll Call Sheets

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

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

2015060 SETTING A PUBLIC HEARING IN CONNECTION WITH THE ESTABLISHMENT OF SIX ZONES OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT AND TWO PART COUNTY SEWER DISTRICTS, ALL LOCATED IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: March 9, 2015

Environment

RESOLUTION NO. 2015061

RE: SETTING A PUBLIC HEARING IN CONNECTION WITH THE ESTABLISHMENT OF A PART COUNTY SEWER DISTRICT #6 LOCATED IN THE TOWN OF RED HOOK

Legislator MICCIO, FLESLAND, HORTON, NESBITT, SAGLIANO, MAC AVERY, FARLEY, PERKINS, and STRAWINSKI 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 an Agreement, with the owner of the Fairways at Red Hook Sewer System regarding the WWA's acquisition of that system which is located in the Town of Red Hook; and

WHEREAS, the WWA's ability to close on this acquisition and provide sewer service to the customers of the Fairways is contingent on the creation of a Part County Sewer District encompassing all properties in the said sewer system which will include a total of thirty-six (36) tax parcels, consisting of thirty-six (36) townhouses, 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 #6 for the Fairways at Red Hook, located in the Town of Red Hook, and

WHEREAS, said notice of project also describes the 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 13th day of April, 2015, at 7pm, in the evening 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 District #6 for the Fairways at Red Hook located in the Town of Red Hook, Dutchess County, New York, described in Attachment A attached hereto, and be it further

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/16/2015

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-040-15
CRC/kvh/G-1217-M
2/10/15 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 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 $ _____

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, Ex. Director, DCWWA Prepared On: February 9, 2015

DUTCHESS COUNTY
WATER AND WASTEWATER AUTHORITY

27 High St. 2nd Floor
Poughkeepsie
New York, 12601
(845) 486-3601
Fax (845) 486-3610
dcwwa@dutchessny.gov
www.DCWWA.org

Authority Board Members

Thomas LeGrand
Chairperson

Vincent DiMaso
Vice-Chairperson

Rudy Vavra
Treasurer

Lawrence R. Knapp
Secretary

Amanda Baxter-Dingee

Ex officio Members

Brian Scoralick
Acting Executive Director
Soil and Water Conservation District

Eo[illegible] [illegible]rafter
Ac[illegible] [illegible]nmissioner
D.C. [illegible]pt. of Planning & Development

Staff

Bridget Barclay
Executive Director

Mary C. Morris
Deputy Director

February 17, 2015

Dutchess County Legislature
35 Market Street
Poughkeepsie, NY 12601

Attention: Hon. Carolyn Morris, Clerk

RE: Fairways Sewer System Acquisition

Dear Clerk Morris:

Pursuant to Article 5, title 6-C, Section 1124, Subparagraph 6 of the Public Authorities Law, the Dutchess County Water and Wastewater Authority (the "Authority") is hereby notifying the Dutchess County Legislature that the Authority proposes to undertake a project. The project is the acquisition of the Fairways Sewer System and the provision of sewer services to all properties within the system's current service area, all located within the Town of Red Hook. The acquisition is a voluntary conveyance by the current owner, Fairways at Red Hook Homeowner's Association.

In support of this project, the Authority is requesting that the County Legislature establish a new Part County Sewer District #6, and execute a Service Agreement between the County, on behalf of Part County Sewer District #6, and the Authority.

The Authority will provide to the County a Map, Plan and Report that will identify the parcels to be included in the Part County Sewer District, describe the infrastructure and facilities being acquired in order to provide sewer service, describe the improvements to be constructed subsequent to the Authority's acquisition, and provide the estimated annual cost for sewer service for the typical property in the proposed Part County Sewer District.

Description of the Service Area

The proposed Part County Sewer District #6 will include a total of thirty-six (36) tax parcels, consisting of thirty-six (36) townhouses. A map and list of tax parcels is provided as Attachment A.

Part County Sewer District #6

The Authority is requesting that the County Legislature establish a new Part County Sewer District #6 to encompass the existing service area of the Fairways Sewer System, and execute a Service Agreement between the County, on behalf of the Part County Sewer District, and the Authority. The Authority will administer the sale of sewer services to all properties within the proposed Part County Sewer District # 6, pursuant to the guidelines established by the Service Agreement and will collect sewer rents from all customers. A description of proposed Part County Sewer District #6 and all information required by the Legislature to establish the District will be provided to the Legislature in a "Map, Plan and Report: Part County Sewer District #6," to be submitted separately.

State Environmental Quality Review

Pursuant to the State Environmental Quality Review Act the Authority, as Lead Agency for review of this unlisted action, will complete a review of the acquisition of the Fairways Sewer System, the provision of sewer service to all properties in the service area, and all associated actions. Authority Board resolutions and SEQR documents will be submitted separately.

Conclusion

The Authority respectfully requests that the Dutchess County Legislature take such action as it may determine in its own discretion to be appropriate in connection with the review of the project and that the action taken be such that the Dutchess County Legislature does not act to deny the Authority the right to proceed with the project.

Sincerely,

DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY

By: _____
Bridget Barclay, Executive Director

Enc.

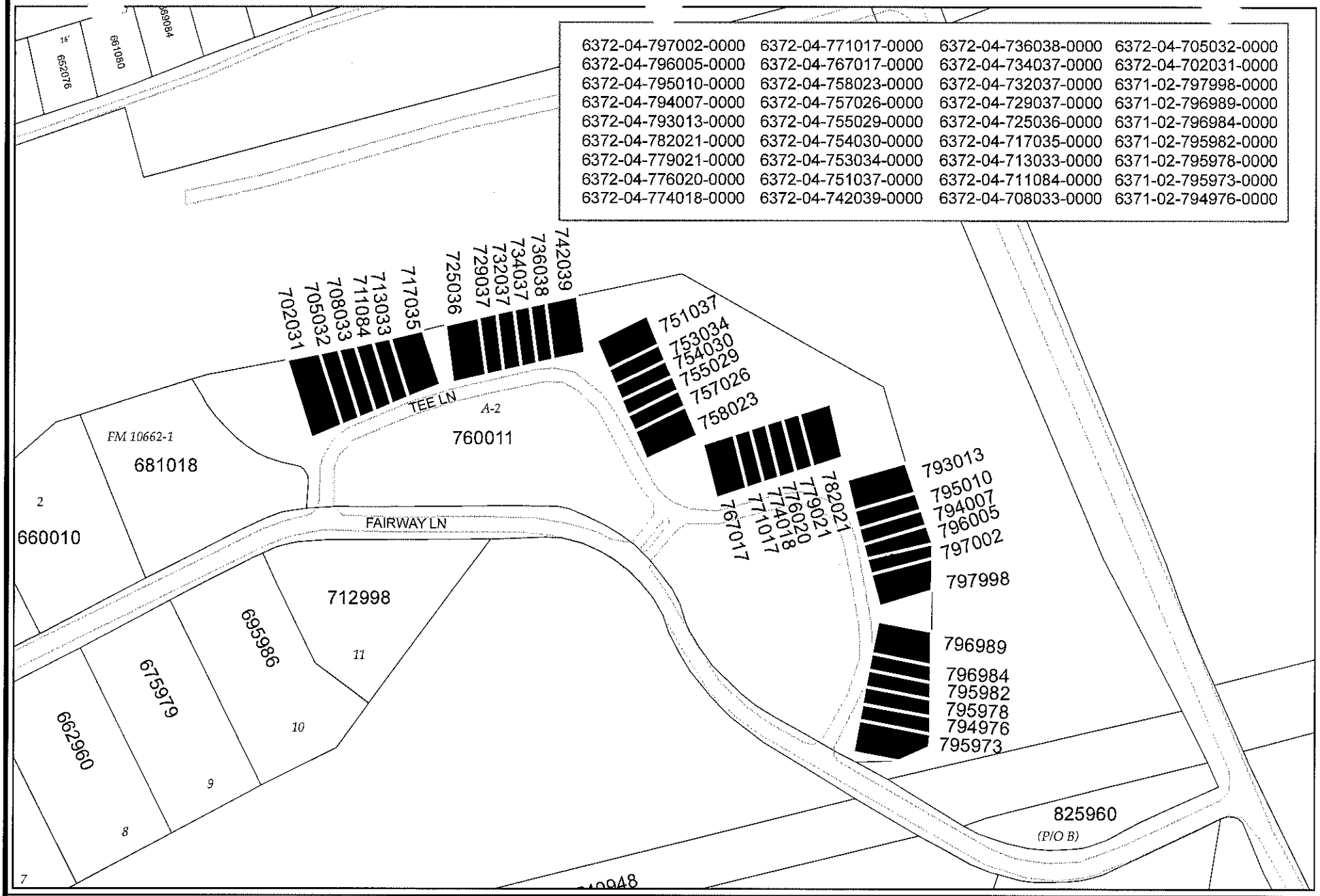
cc: Hon. Marcus J. Molinaro
Authority Board of Directors
County Attorney James Fedorchak

ATTACHMENT A

Part County Sewer District #6

Map and Tax Parcel List

6372-04-797002-0000	6372-04-771017-0000	6372-04-736038-0000	6372-04-705032-0000
6372-04-796005-0000	6372-04-767017-0000	6372-04-734037-0000	6372-04-702031-0000
6372-04-795010-0000	6372-04-758023-0000	6372-04-732037-0000	6371-02-797998-0000
6372-04-794007-0000	6372-04-757026-0000	6372-04-729037-0000	6371-02-796989-0000
6372-04-793013-0000	6372-04-755029-0000	6372-04-725036-0000	6371-02-796984-0000
6372-04-782021-0000	6372-04-754030-0000	6372-04-717035-0000	6371-02-795982-0000
6372-04-779021-0000	6372-04-753034-0000	6372-04-713033-0000	6371-02-795978-0000
6372-04-776020-0000	6372-04-751037-0000	6372-04-711084-0000	6371-02-795973-0000
6372-04-774018-0000	6372-04-742039-0000	6372-04-708033-0000	6371-02-794976-0000



Fairways Sewer System
Red Hook, NY
Part County Sewer District #6

Part County Sewer District #6

0 62.5 125 250 Feet

DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

N

Sheet No.
1 of 1

All information on this map is subject to such variations and corrections as might result from a complete and proper field mark out.

Date: February 2015

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 11 **Resolution:** ✓ **Total :** 11 0

Absent: 1 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015061 SETTING A PUBLIC HEARING IN CONNECTION WITH THE ESTABLISHMENT OF A PART COUNTY SEWER DISTRICT #6 LOCATED IN THE TOWN OF RED HOOK

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015061 SETTING A PUBLIC HEARING IN CONNECTION WITH THE ESTABLISHMENT OF A PART COUNTY SEWER DISTRICT #6 LOCATED IN THE TOWN OF RED HOOK

Date: March 9, 2015

ENVIRONMENT

RESOLUTION NO. 2015062

RE: AUTHORIZING EXECUTION OF THE GRANT AGREEMENT AND CONSERVATION EASEMENT IN CONNECTION WITH THE CITY OF BEACON'S PURCHASE OF HIDDENBROOKE LOCATED AT 1 HIDDENBROOKE DRIVE.

Legislators BOLNER, HUTCHINGS, FARLEY, and MAC AVERY offer the following and move its adoption:

WHEREAS, the City of Beacon (hereinafter the "City") submitted an application for a $550,000 Matching Grant from the Partnership for Manageable Growth Open Space and Farmland Protection Matching Grant Program (hereinafter the "Program") in January 2007 for the purpose of acquiring a portion of the Hiddenbrooke Property so that the property could be converted to a public park, and

WHEREAS, the application indicated that funding to acquire the Hiddenbrooke Property would come from several sources, including the State of New York, and

WHEREAS, the Dutchess County Planning Board approved the City of Beacon's application in February 2007 in Resolution No. 2/07 and,

WHEREAS, the City purchased the Hiddenbrooke Property in November 2007 without funding from the County or the State of New York due to several legal issues concerning the Hiddenbrooke Property, and

WHEREAS, the legal issues concerning the Hiddenbrooke Property have been resolved, and

WHEREAS, the City recently received the grant funds from New York State in connection with the acquisition of the Hiddenbrooke Property, and

WHEREAS, a copy of the Grant Agreement is annexed hereto, and

WHEREAS, the Dutchess County Planning Board reaffirmed its approval of the City's revised application in Resolution No. 1/13, with one of the conditions being the City and the County enter into a Conservation Easement, and

WHEREAS, the Conservation Easement, a copy of which is annexed hereto, shall provide, among other things, that the Hiddenbrooke Property will remain a public park open to the public for passive recreational uses such as hiking, and

WHEREAS, the $550,000.00 that the County is contributing toward the acquisition of Hiddenbrooke was approved by this Legislature in 2008 in Bond Resolution No. 208206, and

WHEREAS, the Hiddenbrooke project is the last project to be funded by Bond Resolution No. 208206, and

WHEREAS, since the funding has already been authorized and the bonds have already been issued, the approval of this resolution by this Legislature will have no impact on the County's debt service, now therefore be it,

RESOLVED, that the County Executive is authorized to execute the Grant Agreement and Conservation Easement in connection with the City of Beacon's acquisition of Hiddenbrooke in substantially in the same form as annexed hereto, and it is further

RESOLVED, to provide for expenses for the above referenced Project, the Commissioner of Finance, as appropriate, is hereby authorized, empowered and directed to amend the applicable Capital Project Budget as follows:

APPROPRIATION		
Increase		
H0400.8020.3006.7003	Hiddenbrooke	$550,000
Decrease		
H0400.8020.3006	Open Space	$550,000

CA-052-15
CAB/kvh
R-0913 2/23/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/10/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 $ 550,000

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 Items(s):
H0400.8020.3006 Conservation Open Space

Related Expenses: Amount $ 0
Nature/Reason:

Anticipated Savings to County: $0

Net County Cost (this year): $550,000
Over Five Years: $550,000

Additional Comments/Explanation:

The source of County funds is a bond approved by the Dutchess County Legislature in 2008 (Resolution No. 208206) to support the Partnership for Manageable Growth Open Space and Farmland Protection Matching Grant Program (PMG).

The Hiddenbrooke project is the last of the seven pending PMG projected sited in the Bond Resolution to be completed.

Prepared by: Noela Hooper, Senior Planner Prepared On: 1/23/2015

GRANT AGREEMENT
FOR THE
ACQUISITION OF CONSERVATION EASEMENT

THIS AGREEMENT, made this day of , 2015 by and between the **CITY OF BEACON,** a municipal corporation with offices located at One Municipal Plaza, Beacon, New York 12508 (hereinafter referred to as "the Owner"), and the **COUNTY OF DUTCHESS,** a municipal corporation with offices at 22 Market Street, Poughkeepsie, New York 12601, (hereinafter referred to as "the County").

WITNESSETH:

WHEREAS, the Owner owns a parcel consisting of approximately eighty-eight and half (88.5) acres located in the City of Beacon, Dutchess County, New York known as Hiddenbrooke, tax grid number 130200-6054-02-596808-0000 and desires to convey a conservation easement to the County, and to dedicate that same land as parkland devoted to public open space, and

WHEREAS, the County is making a "matching share" grant pursuant to the Dutchess County Partnership for Manageable Growth/Open Space and Farmland Protection Matching Grant Program to the Owner; and

WHEREAS, the County wants to acquire the conservation easement as hereinafter provided, now, therefore, the parties agree as follows:

1. **CONVEYANCE OF CONSERVATION EASEMENT.** The Owner agrees to convey to the County, and the County agrees to accept from the Owner, a conservation easement upon the terms and conditions hereinafter set forth. The conservation easement shall be substantially in the form attached to this Agreement as Exhibit "A," and as further provided by Dutchess County Resolution No. _____.

2. **GRANT PAYMENTS**. To help fund the purchase cost for Hiddenbrooke incurred by the Owner, the County shall pay to the Owner the sum of $550,000 as a "matching share" grant towards the payments made by the Owner to acquire Hiddenbrooke of Two Million and Fifty Thousand and 00/100 ($2,050,000.00) DOLLARS, plus related acquisition costs.

3. **CLOSING**. The closing shall take place at the Dutchess County Office Building, 22 Market Street, Poughkeepsie, New York 12601 at such time as the parties mutually agree, promptly after funds are made available or otherwise confirmed therefore, from the Dutchess County Partnership for Manageable Growth/Open Space and Farmland Protection Matching Grant Program.

4. **CONTINGENCIES**. This Agreement, and the closing are subject to the following contingencies:

(a) Authorization by the Dutchess County Legislature for the County Executive to execute the proposed conservation easement (Exhibit "A") and this Grant Agreement.
(b) Acceptance and recordation of the Conservation Easement.
(c) Receipt of a survey of Hiddenbrooke, certified to the County and paid for by the Owner at no cost to the County (this contingency has been met by the Owner).

5. **CANCELLATION**. If the contingencies set forth in Section 4 are not satisfied, the County may cancel this Agreement on written notice to the Owner and neither party will have any claim or cause of action against the other arising out of this Agreement. Notwithstanding the foregoing, this Agreement will not be cancelled on or before April 30, 2015.

6. **OWNERS' REPRESENTATIONS**. The Owner represents that it has, and will have at the closing, the power, and if applicable, corporate authorization, to convey the conservation easement to the County and that the Owner is not aware of any actions or proceedings which affect the Owners' title to the property and that there are not uncured notices which have been served upon the Owner by any governmental agency, notifying the Owner of any violations of law, ordinance or regulation which would affect the Property, or actual impending mechanics liens against the Property. Owner has not entered into, or does there exist any license, lease, option, right of first refusal or other agreement, which affects title of the Property.

Owner has no knowledge of any condition at, on, under or related to the Property presently or potentially posing a significant hazard to human health or to the environment (whether or not such condition constitutes a violation of law that would result in liability to the Owner or the County under any Federal, State or local environmental laws).

Should any of the above representations or warrantees cease to be true at any time prior to the closing, Owner shall immediately so advise the County in writing, except in so far as Owner has advised the County to the contrary, each of the above representations and warrantees shall be deemed to have been made as of the closing and shall survive the closing.

7. **NO BROKERS COMMISSION**. Each of the parties represents no broker was used in connection with this Agreement or with any of the transactions contemplated herein.

8. **SEVERABILITY**. Each provision of this Agreement is severable from any and all other provisions of the Agreement. Should any provision of this Agreement be, for any reason, unenforceable, the parties shall negotiate an equitable adjustment in the provisions of this Agreement with a view to effectuating the purpose of this Agreement and enforceability of the remaining provisions of this Agreement shall not effected thereby.

9. **TERMINATION.** If the parties have not successfully closed this matter by April 30, 2015, this Agreement shall be deemed terminated and neither party shall have any claim or cause of action for damages against the other arising out of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement.

APPROVED AS TO FORM:

_____
County Attorney's Office

APPROVED AS TO CONTENT:

_____
Acting Commissioner of
Planning & Development

ACCEPTED: COUNTY OF DUTCHESS

By: _____
Marcus J. Molinaro, County Executive

CITY OF BEACON

By: _____
Randy Casale, Mayor

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

On this day of , 2015, before me, the undersigned, a Notary Public in and for said State, personally appeared Marcus J. Molinaro, 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 he executed the same in his/her capacity, and that by his 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)
) SS:
COUNTY OF DUTCHESS)

On this day of , 2015, before me, the undersigned, a Notary Public in and for said State, personally appeared Randy Casale, 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 he executed the same in his/her capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

_____
Notary Public

CONSERVATION EASEMENT
DEED

THIS GRANT OF CONSERVATION EASEMENT, made this day of , 2015 by and between the **CITY OF BEACON,** a municipal corporation with offices located at One Municipal Plaza, Suite 1, Beacon, New York 12508 (hereinafter referred to as "the Grantor"), and the **COUNTY OF DUTCHESS,** a municipal corporation with offices at 22 Market Street, Poughkeepsie, New York 12601, (hereinafter referred to as "the Grantee").

WITNESSETH:

WHEREAS, Grantor is the Owner in fee of real property known as the Hiddenbrooke (hereinafter referred to as "the Property"); and

WHEREAS, the Property consists of approximately 88.5 acres, address is 1 Hiddenbrooke Drive, Beacon, Dutchess County, New York , and

WHEREAS, the Grantor wishes to impose a Conservation Easement on the Property, more particularly described in Exhibit "A" attached hereto and incorporated by reference in this Conservation Easement; and

WHEREAS, the Property shown on a Conservation Easement map as Exhibit "B" and incorporated by reference, and depicted as Parcel 2A on a subdivision plat entitled "Hidden Brook" prepared by Badey & Watson, Surveying and Engineering, P.C. dated February 14, 2013 and filed in the Office of the Dutchess County Clerk on February 14, 2013, and

WHEREAS, the Property possesses significant recreational, scenic, and open space features and values; and

WHEREAS, the Grantor is, as of the date hereof with the granting of this Conservation Easement, confirming its commitment to dedicate, develop, preserve, maintain, operate and provide for the public's use and enjoyment of the Property; and

WHEREAS, the Grantee has awarded the Grantor a grant under the provisions of the Dutchess County Partnership For Manageable Growth/Open Space and Farmland Protection Matching Grant Fund, and

WHEREAS, the Property is already dedicated as a Parkland and a public park open to the public for open-space purposes, and for outdoor recreational uses, including hiking; and

WHEREAS, Grantor has agreed to place restrictions on the Property as part of its transaction with Grantee, while retaining the use of the Property as a public park as defined above; and

WHEREAS, the State of New York has enacted Article 49, Title 3 of the Environmental Conservation Law (as the same may be amended, "Article 49") to provide for the limitation and restriction of development, management and use of real property by Conservation Easement;

NOW, THEREFORE, in consideration of the facts above recited and of the mutual covenants, terms, conditions and restrictions herein contained and other good and valuable consideration, Grantor does hereby grant and convey to Grantee, its successors and assigns forever, a Conservation Easement pursuant to Article 49, in perpetuity consisting of the terms, covenants and obligations on Grantor's part to be observed and performed and Grantee's rights to monitor and enforce same, all as hereinafter set forth, over and across the Protected Property (the "Easement").

1. Purpose.

The purpose of this Easement is to grant to Grantee certain rights to restrict the use and development of the Property to preserve the natural integrity of the property and to provide open space for public passive recreational use for the purposes of a Public Park including hiking, and through such protection, enhance, preserve and protect said Park, its topography for the use and enjoyment of the public. The Grantor shall, subject to reasonable terms and conditions, make the Property available for use by the general public. In all respects Dutchess County residents shall be treated in the same manner as residents of the Grantor with regard to the use and enjoyment of the Property.

2. Prohibited Uses and Practices.

The following uses and practices are inconsistent with the purpose of this Easement and shall be prohibited upon or within the Property, except to the extent permitted by Paragraph 4 hereof:

(a) Any commercial, industrial or residential uses of the Protected Property.

(b) The construction, erection, maintenance or replacement of any roads, roadways, signs (other than informational or directional signs), billboards, satellite dishes, fences, or other structures or improvements of any kind or nature whatsoever on or over the Protected Property, except solely the Permitted Improvements and rights (as defined in subparagraph 4 hereof).

(c) Disturbances of the Property's topography, including but not limited to dredging, mining, filling, excavation, grading, removal of topsoil, sand, gravel, rocks or minerals, or changing of the topography of the land in any manner except as may be reasonably necessary for the construction, erection, installation, maintenance or replacement of any of the Permitted Improvements in accordance with the terms hereof or as may be normally and reasonably incidental to any of the uses of the Property expressly permitted hereby.

(d) Clear cutting of trees.

3. Affirmative Rights Conveyed.

(a) Grantee and its duly authorized representatives shall have the right to enter the Property at reasonable times for inspection purposes as contained in Paragraph 6.

(b) Grantee shall have the right to review any plans for development, construction or installation of structures or improvements on the Property and the right of approval with respect thereto which right of review and/or approval shall be undertaken within thirty days by the Dutchess County Department of Planning

and Development or any successor organization or department, which right of review and/or approval shall not be unreasonably or arbitrarily withheld.

4. Retained Rights of Grantor.

Subject to the purpose and provisions of this Easement, including without limitation the provisions of Paragraphs 2 and 3 hereof, and to conditions set forth below, Grantor reserves and retains all customary rights of ownership in the Property to the extent such rights are exercised in a manner which is not inconsistent with the purpose of this Easement, including, but not limited to:

(a) The right to construct and maintain the following Permitted Improvements on the Property:

i. Signs or Kiosks for educational, interpretative or public safety purposes. Any such signs or kiosks shall be of a design, size, materials and content that are consistent with the use and character of the site as a preserved open space having scenic, recreational, horticultural, and historic significance.

ii. Parking lots, roads, walkways, pathways, trails, benches, gardens, farm fields, storm water management, and related amenities on the Property so long as their design and layout will not, either individually or collectively, have a significant adverse impact upon the Property and its vegetation and landscape and provided that such design, layout and materials are consistent with the use and character of the site as a preserved open space having scenic, recreational, horticultural, historic and cultural significance.

iii. Permanent or temporary fences or other barriers as may be necessary to provide adequate protection for the Property or for the purposes of public safety, or a public park, provided however, that such barriers shall not restrict public access to the Property.

iv. Bathrooms, pavilions or other open air structures for auxiliary park purposes consistent with the purposes of this easement and provided they shall be of a design, size, materials and content that are consistent with the use and character of the site as a preserved open space having scenic, recreational, horticultural, historic and cultural significance.

(b) The right to conduct:

i. Festivals and other temporary public gatherings, educational and cultural activities on the Property so long as those activities will not have a significant adverse impact upon the Property, its vegetation and landscape and provided that such activities are consistent with the use and character of the site as a preserved open space having scenic, recreational, horticultural, historic and cultural significance.

(c) The right to alter the topography, removal of topsoil, sand, gravel, rocks or minerals, grading, excavation, filling, and dredging so long as such actions are

necessary to ensure the health and safety of the general public's use of the Property, including but not limited, to storm water management and related acts necessary to address potential flooding issues.

(d) The right to plant, grow, trim and remove trees and plants on the Property, so long as any new vegetation planted on the Property will not have any adverse impact upon the Property and provided such vegetation is consistent with the use and character of the site as preserved open space having scenic, recreational, horticultural and historic significance.

(e) The right to construct new wells and sanitary systems in connection with bathroom facilities provided they shall be of a design, size, materials and content that are consistent with the use and character of the site as a preserved open space having scenic, recreational, horticultural, historic and cultural significance.

(f) The rights and obligations as set forth in the Reciprocal Declaration of Access Easement and Maintenance Agreement dated February 26, 2013 recorded in the Dutchess County Clerk's Office on February 27, 2013.

5. Public Access.

There shall be public access to the Property, except that access to those areas customarily used for administrative, maintenance, safety and public health purposes, may be restricted. Grantor may promulgate rules and regulations regarding hours of use for the public.

6. Inspection.

Grantee and its authorized agents, employees and representatives shall have the right to enter the Property upon reasonable notice to Grantor, at such times during normal business hours and in such manner as will not unreasonably interfere with Grantor's use of the Property in accordance with this Easement, to examine and inspect the Property to ensure there are no violations, breaches or defaults of any term, provision, covenant or obligation on Grantor's part to be observed or performed under this Easement.

7. Enforcement Rights of Grantee.

Grantor acknowledges and agrees that Grantee's remedies at law for any violation of this Easement are inadequate. Therefore, in addition to, and not in limitation of, any other rights of Grantee hereunder at law or in equity, in the event any breach, default or violation of any term, provision, covenant or obligation on Grantor's part to be observed or performed pursuant to this Easement is not cured by Grantor within 30 days' notice thereof by Grantee (which notice requirement is expressly waived by Grantor with respect to any such breach, default or violation which requires immediate action to protect the purpose of this Easement) Grantee shall have the right (a) to institute a suit to enjoin or cure such breach, default or violation by temporary and/or permanent injunction, or (b) to seek or enforce such other legal and/or equitable relief or remedies as Grantee deems necessary or desirable to ensure compliance with the terms, conditions, covenants, obligations and purpose of this Easement; provided, however, that any failure, delay or election to so act by Grantee shall not be deemed to be a waiver or a forfeiture of any right or available remedy on Grantee's part with respect to such breach, default or violation or with respect to any other breach, default or violation of any term, condition, covenant or obligation under this Easement.

8. Baseline Data.

In order to establish the present uses and condition of the Property so as to be able to properly monitor its future uses and condition and assure compliance with the terms hereof,

Grantor will make available to Grantee existing documentation in its possession of the natural condition of the Property and Grantee have caused to be prepared such additional documentation deemed appropriate by Grantee, including a survey of the Property showing its relationship to adjacent features and properties, and on-site photographs. The aforementioned documentation shall constitute an inventory of the Property's relevant features and conditions (the "Baseline Data"). A copy of the inventory of Baseline Data is incorporated by reference hereto as Exhibit "C". The Baseline Data shall be kept on file at Grantee's offices and shall be accessible to the Grantor upon reasonable notice during normal business hours. The parties acknowledge and agree that in the event a controversy arises with respect to the nature and extent of the present uses or condition of the Property, the parties shall not be foreclosed from utilizing all other relevant or material documents, surveys, reports, and other evidence to assist in the resolution of the controversy. To the extent Grantor and Grantee have initialed the Baseline Data, such Baseline Data shall be presumed to be a correct depiction of the Property as of the date hereof.

9. Grant in Perpetuity.

(a) The provisions of this Easement shall run with and be a burden upon the Property in perpetuity and shall be binding on Grantor and Grantee and their respective successors and assigns, and any party entitled to possession or use of the Property while such party is entitled to such possession or use. Any successor or assign of Grantee shall be a qualified organization within the meaning of Article 49 and shall expressly assume the obligation to carry out the conservation purpose for which this Easement is granted and the other obligations of Grantee hereunder.

(b) If Grantee or its successor or assign, ceases or fails (i) to enforce this Easement, (ii) to exist, or (iii) to be a Qualified Organization, and upon the occurrence of such event, fails to assign all its rights and interest in the Property, and delegate all their responsibilities under this Easement to a Qualified Organization, then the rights and interest of Grantee under this Easement shall be vested in another Qualified Organization in accordance with a Cy-Pres proceeding of a court of competent jurisdiction.

10. Amendment.

This Easement can be modified only in accordance with the common and statutory law of the State of New York applicable to the modification of easements or covenants running with the land. Grantor and Grantee recognize that circumstances could arise which would justify the modification of certain of the restrictions contained in this Easement including requirements imposed on Grantor pursuant to licensing procedures or any authorized governmental licensing or permitting agency. To this end, Grantee and Grantor shall mutually have the right, in their sole discretion, to agree to amendments to this Easement which are not inconsistent with the purpose of the Easement provided, however, that the parties shall have no right or power to agree to any amendments hereto that would result in this Easement failing to qualify as a valid conservation easement under Article 49, any regulation issued pursuant thereto, and provided further that Grantee shall agree to the modification of this Easement to conform to such licensing procedures or any other authorized governmental licensing or permitting agency.

11. Notice.

All notices required by this instrument must be in writing, and must be personally delivered or deposited in a mail receptacle maintained by the United States Postal Service. A mailed notice must be contained in an accurately addressed, sealed envelope, marked for

delivery by first class registered or certified mail, with sufficient prepaid postage affixed and with return receipt requested. Notices to Grantor and Grantee shall be addressed to their respective addresses as set for the above, or to such other addresses as they may designate by notice given in accordance with this Paragraph and to either of their attorneys as they may from time to time designate by notice given in accordance with this Paragraph. Notice shall be deemed given and received as of the date of its personal delivery or the date of its mailing in accordance with this Paragraph.

12. Cooperation Agreement.

Grantor and Grantee agree to cooperate to comply with the provisions of Article 49, and the Regulations promulgated pursuant thereto, so that this Easement will qualify, as a perpetual conservation restriction, thereunder.

13. Indemnification of Grantee.

Grantor agrees that Grantee has no affirmative obligation relating to maintenance of the Property. Grantor further agrees that Grantee has no responsibility relating to costs, claims or liability arising from personal injury, accidents, negligence, or damage to the Property resulting from public or private use of the Property allowed by, arising out of, or resulting from this Easement. Grantor shall indemnify, hold harmless, defend and reimburse the Grantee from and against any and all claims, actions, suits, damages, liabilities, penalties, costs or expenses, including reasonable attorneys' fees, of any kind or nature whatsoever on account of injuries to or death of any person or damage to the Property arising out of Grantee' ownership of this Conservation Easement.

14. Grantor's Title.

Grantor represents and warrants to Grantee (a) that Grantor is seized of the Property in fee simple, and (b) that Grantor possesses full corporate rights and authority to grant and convey this Easement pursuant to this instrument.

15. Grantee's Representations.

Grantee represents and warrants that it is a Qualified Organization.

16. Further Conveyance By Grantor.

The restrictions on alienation provided for in this Easement are in addition to those otherwise imposed on the alienation of parkland.

17. Miscellaneous.

(a) This Easement shall be binding on the parties and their respective successors and assigns. The terms "Grantor" and "Grantee", wherever used herein, and any pronouns used in place thereof, shall mean and include their respective successors and assigns.

(b) If any provision of this Easement or the application hereof to any person or circumstance is found to be invalid, the remainder of the provisions of this Easement and the application of such provisions to persons or circumstances other than those as to which it is found to be invalid shall not be affected thereby.

(c) In enforcing its rights hereunder with respect to a breach, default or violation of this Easement, Grantee shall take into account the reasonableness of requiring Grantor to cure the same and the time required to restore the Property under the relevant circumstances, including but not limited to the season of the year and the accessibility of the Property to Grantor.

(d) All captions set forth herein are for convenience of reference only, and shall in no event be construed to limit, enlarge or modify any substantive provision of this Easement.

18. Extinguishment.

If a subsequent unexpected change in the conditions surrounding the Property make impossible the fulfillment of the conservation purposes of this Conservation Easement, and if the restrictions are extinguished by judicial proceeding, then, upon any subsequent sale, exchange or involuntary conversion by the Grantor, the Grantee herein shall be entitled to share in such transaction in such proportion as the dollar amount of its respective grant bears to the total appraised value of the Property. It is agreed the Grantee's share of such proceeds as referenced above shall be forty-four (44%) percent and will be limited to the Property as described in Exhibit "A".

GRANTOR:
City of Beacon

By: _____
Randy Casale, Mayor

GRANTEE:
County of Dutchess

By: _____
Marcus J. Molinaro, County Executive

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

On this day of in the year 2015, before me, the undersigned, a Notary Public in and for said State, personally appeared **Randy Casale** 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 he executed the same in his capacity, and that by his 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)
) SS.:
COUNTY OF DUTCHESS)

On this day of in the year 2015, before me, the undersigned, a Notary Public in and for said State, personally appeared **Marcus J. Molinaro**, 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 he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

_____
Notary Public

(DESCRIPTION)

ALL that certain parcel of land situate in the City of Beacon, County of Dutchess, and State of New York that is a portion of those lands known and designated as Parcel D-1 shown on that certain"Second Subdivision Plat prepared for Ursulin Provincialate...," which was filed in the Dutchess County Clerk's Office on February 25, 1983, as Map No. 6553, that is now known and designated as "New Parcel 2" on that certain "Subdivision Plat of Hidden Brook prepared for the City of Beacon" (Hidden Brook Plat) which was filed in the Dutchess County Clerk's Office on November 29, 2007 as Map No. 6553A and is thereon bounded and described as follows:

BEGINNING at the point on the southeasterly line of Depuyster Avenue where it is met by the extension of the line dividing the said Parcel D-I, on the southwest, from the lands shown on that certain "Subdivision Map for Jesse Park...," which was filed in the Dutchess County Clerk's Office on May 8, 1968, as Map No. 3564, on the northeast;

THENCE from the said point of beginning along the said division line, the following courses:

South 41° 38' 34" East 581.03 feet;
North 65° 36' 26" East 64.50 feet;
North 63° 54' 26" East 145.50 feet;
South 72° 42' 34" East 121.88 feet;
North 38° 43' 26" East 155.74 feet to a point;

THENCE thorough said Parcel D-1, South 85° 19' 24" East 656.16 feet to a point on the centerline of the existing Access Easement through said Parcel D-I as shown on said Filed Map No. 6553.

THENCE continuing through said Parcel D-I, southerly along the centerline of the said existing Access Easement South 10° 00' 00" West 47.60 feet to a point;

THENCE still through said Parcel D-1, but no longer along the centerline of the said existing Access Easement, the following courses:

North 76° 58' 00" East 491.23 feet;
South 87° 45' 00" East 408.94 feet;
North 02° 40' 00" West 410.00 feet;
North 43° 00' 00" West 250.00 feet;
North 09° 00' 00" East 182.00 feet to a point on the line of lands now or formerly of the Fairview Cemetery;

THENCE along the said cemetery lands North 61° 39' 37" East 193.95 feet, and North 61° 35' 19" East 520.84 feet to a point on the line dividing The City of Beacon on the west from the Town of Fishkill on the east, as that line is shown on said Filed Map No. 6553, and the corner common among the lands now being described, on the southwest,

the said Fairview Cemetery land on the northwest land now or formerly of Texaco, on the northeast and lands shown on that certain map entitled "Burke Subdivision...," which was filed in the Dutchess County Clerk's Office on September 15, 1998, as Map No. 10663, and continuing though said Parcel D-1 and always along the said City/Town line as it is shown on said filed Map No. 6553, South 06° 40' 53" West 1,646.92 feet to a point on the northwesterly line of the southerly branch of Mountain Avenue;

THENCE southwesterly along the said northwesterly line of the southerly branch of Mountain Avenue, the following courses:

South 62° 21' 33" West 39.35 feet;
South 55° 43' 07" West 59.83 feet;
South 64° 34' 45" West 38.32 feet;
South 60° 07' 16" West 51.13 feet;
South 66° 12' 11" West 53.69 feet;
South 68° 55' 06" West 48.95 feet;
South 72° 21' 57" West 55.32 feet;
South 82° 53' 23" West 41.56 feet;
South 58° 33' 57" West 16.83 feet;
South 55° 49' 02" West 19.19 feet;
South 61° 47' 04" West 16.20 feet;
South 67° 53' 03" West 78.29 feet;
South 78° 45' 05" West 70.50 feet;
South 76° 49' 33" West 56.76 feet;
South 72° 06' 24" West 42.96 feet;
South 77° 40' 27" West 60.21 feet;
South 77° 23' 40" West 55.98 feet;
South 74° 21' 12" West 102.30 feet to a point at the southeasterly line of the northerly branch of Mountain Avenue;

THENCE northeasterly along the southeasterly line of the northerly branch of Mountain Avenue, the following courses:

North 40° 01' 50" East 95.19 feet;
North 37° 16' 12" East 131.53 feet;
North 38° 38' 48" East 42.93 feet;
North 38° 29' 34" East 63.75 feet; to a point at the northeasterly terminus of the said northerly branch of Mountain Avenue, which point is designated on said Hidden Brook Plat as "Point B," and which point is the point of beginning of the Private Road Easement hereinafter reserved;

THENCE along the said terminus North 43° 20' 05" West 34.83 feet to a point on the northwesterly line of the said northerly branch of Mountain Avenue;

THENCE southwesterly along the said northwesterly line of the northerly branch of Mountain Avenue South 42° 27' 11" West 90.65 feet; to a point at the line of land now or formerly of Barrack;

THENCE along said Barrack lands, North 27° 38' 45" West 185.31 feet; to the northerly most corner thereof;

THENCE still along the said Barrack lands, continuing along lands now or formerly of Hughes, lands now or formerly of Barrack, lands shown on that certain "Sub-Division Map Lands of Jeneva I. Boss..." which was filed in the Dutchess County Clerk's Office on June 20, 1978 as Map No. 5413, lands now or formerly of Paskey, lands now or formerly of Kyre, lands now or formerly of Scalpi, lands now or formerly of Morse, lands now or formerly of Baxter, and lands now or formerly of Hughes and mostly along the centerline of a stone wall or the remains thereof the following courses:

South 35° 44' 59"W 78.82 feet;
South 37° 58' 57" West 79.28 feet;
South 37° 04' 49" West 73.65 feet;
South 42° 28' 09" West 50.73 feet;
South 32° 33' 00" West 36.42 feet;
South 34° 49' 29" West 49.68 feet;
South 52° 37' 35" West 22.15 feet;
South 34° 48' 32" West 135.53 feet;
South 51° 43' 17" West 37.28 feet;
South 46° 44' 40" West 32.03 feet;
South 34° 09' 14" West 36.87 feet;
South 47° 22' 30" West 117.93 feet;
South 45° 13' 37" West 87.89 feet;
South 47° 26' 43" West 36.66 feet;
South 39° 32' 09" West 60.80 feet;
South 30° 30' 05" West 16.94 feet;
South 38° 06' 40" West 28.40 feet;
South 43° 07' 10" West 26.61 feet;
South 43° 35' 32" West 55.62 feet;
South 42° 32' 14" West 43.72 feet;
South 42° 30' 46" West 27.30 feet;
South 44° 30' 38" West 21.42 feet;
South 43° 50' 44" West 75.44 feet;
South 43° 10' 48" West 50.41 feet;
South 46° 20' 20" West 38.04 feet;
South 41° 41' 13" West 59.97 feet;
South 51° 40' 06" West 33.24 feet;
South 48° 23' 30" West 17.10 feet;
South 53° 29' 10" West 40.55 feet;
South 56° 51' 16" West 49.00 feet;
South 57° 57' 14" West 56.00 feet;
North 17° 30' 38" West 4.47 feet;
South 66° 41' 42" West 49.30 feet;
South 67° 11' 31" West 56.84 feet;
South 64° 23' 28" West 173.77 feet;
South 61° 38' 47" West 65.68 feet;
South 69° 29' 20" West 75.69 feet;
South 65° 58' 39" West 77.65 feet;
South 67° 45' 28" West 23.67 feet;

South 73° 01' 28" West 25.79 feet;
South 66° 30' 40" West 43.97 feet;
South 63° 07' 49" West 61.39 feet;
South 67° 45' 52" West 30.40 feet to a point at the line of land now or formerly of Toening;

THENCE along the said Toenings lands and along lands now or formerly of Stephanek and, in part along the centerline of another stone wall, the following courses:

North 58° 21' 54" West 163.79 feet;
North 15° 27' 59" West 138.54 feet;
North 12° 11' 23" West 43.10 feet;
North 15° 05' 16" West 89.09 feet;
North 16° 56' 02" West 56.39 feet;
North 16° 11' 46" West 75.45 feet;
North 14° 36' 16" West 82.44 feet;
North 15° 34' 56" West 65.37 feet;
North 15° 19' 24" West 90.48 feet;
North 14° 18' 28" West 51.78 feet;
North 16° 28' 02" West 94.34 feet;
North 16° 08' 16" West 78.32 feet;
North 15° 44' 00" West 99.38 feet;
South 65° 29' 31" West 30.09 feet;
South 55° 15' 52" West 13.26 feet to a point at the line of lands now or formerly of Garrison;

THENCE along the said Garrison lands, and continuing along lands now or formerly of Cervone, North 74° 30' 36" West 175.37 feet, and North 76° 44' 37" West 127.12 feet to a point at the corner common among the lands now being described, the said lands now or formerly of Cervone, lands now or formerly of Dillon, and lands now or formerly of Wolfe;

THENCE along the said Wolfe lands and continuing along lands now or formerly of Seaman, North 11° 12' 26" East 178.35 feet to a point at the line of lands now or formerly of Collard.

THENCE along the said Collard lands and continuing along lands now or formerly of Piccone, the following courses:

South 54° 42' 36" East 100.00 feet;
North 35° 17' 24" East 200,00 feet;
North 54° 42' 36" West 200.95 feet to another point on the southeasterly line of Depuyster Avenue;

THENCE northeasterly along the said southeasterly line of Depuyster Avenue, North 35° 17' 24" East 362.80 feet and North 43° 50' 00" East 327.88 feet to a point at the southerly line of lands now or formerly of the Heirs of Weston (Lot 34 on Filed Map No. 438);

THENCE counterclockwise around said Weston lands, the following courses:

South 46° 10' 00" East 100.00 feet;
North 43° 50' 00" East 50.00 feet;
North 46° 10' 00"W 100.00 feet to another point on the southeasterly line of Depuyster Avenue;

THENCE northeasterly along the said southeasterly line of Depuyster Avenue, North 43° 50' 00" East 129.66 feet to the point or place of **BEGINNING.**

Excepting therefrom somuch of the premises as described herein conveyed by virtue of a deed, known as the "Chapel Parcel" to Jonathan R. Miller dated February 26, 2013 and recorded in the Office of the Dutchess County Clerk on February 27, 2013 in Document No. 02 2013 1225.

Said excepted area is more accurately bounded and described as follows:

BEGINNING at a point on the dividing line of the City of Beacon and the Town of Fishkill and running in a southerly direction the following courses and distances:
South 06° 40' 53" West 309.30 feet;
South 87° 50' 00" West 146.97 feet;
North 77° 24' 50" West 190.00 feet;
North 02° 40' 00" West 200.00 feet;
South 70° 00' 00" East 30.60 feet;
on a curve to the left, having a radius of 180.00 feet, a length of 126.87 feet and a central angle of 40° 23' 00";
North 69° 37' 00" East 93.70 feet;
North 07° 32' 40" West 38.00 feet;
North 85° 26' 06" East 142.19 feet to the point of **BEGINNING.**

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 11 **Resolution:** ✓ **Total :** 11 (Yes) 0 (No)

Absent: 1 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015062 AUTHORIZING EXECUTION OF THE GRANT AGREEMENT AND CONSERVATION EASEMENT IN CONNECTION WITH THE CITY OF BEACON'S PURCHASE OF HIDDENBROOKE LOCATED AT 1 HIDDENBROOKE DRIVE

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015062 AUTHORIZING EXECUTION OF THE GRANT AGREEMENT AND CONSERVATION EASEMENT IN CONNECTION WITH THE CITY OF BEACON'S PURCHASE OF HIDDENBROOKE LOCATED AT 1 HIDDENBROOKE DRIVE

Date: March 9, 2015

Environment

RESOLUTION NO. 2015063

RE: REAPPOINTMENTS TO THE DUTCHESS COUNTY PLANNING BOARD

Legislators MICCIO, ROLISON, HORTON, SAGLIANO, FARLEY, and MAC AVERY offer the following and move its adoption:

WHEREAS, Section 12.03 of the Duchess County Charter, as amended, empowers the Dutchess County Legislature to make four appointments to the Dutchess County Planning Board for the purpose of filling new appointments and vacancies thereon, now, therefore, be it

RESOLVED, that the following individuals be reappointed as volunteers without compensation, except for reimbursement of official travel performed to pursue their duties:

REAPPOINTMENTS	TERM EXPIRES
Edward P. Hauser 118 Hurds Corners Road Pawling, NY 12564	12/31/2017
Warren Temple Smith 65 Livingston Street Rhinebeck, New York 12572	12/31/2017
Jill Way 20 Jeans Drive P.O. Box 674 Wingdale, NY 12594	12/31/2017

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/16/2015

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 11 **Resolution:** ✓ **Total :** 11 (Yes) 0 (No)

Absent: 1 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015063 REAPPOINTMENTS TO THE DUTCHESS COUNTY PLANNING BOARD

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015063 REAPPOINTMENTS TO THE DUTCHESS COUNTY PLANNING BOARD

Date: March 9, 2015

Public Safety

RESOLUTION NO. 2015064

RE: APPOINTMENT AND REAPPOINTMENTS TO THE E-911 MAINTENANCE BOARD AND AMENDMENT TO RESOLUTION NO. 2014101 AND 2013071

Legislators ROMAN, FLESLAND, HORTON, SAGLIANO, FARLEY, and JETER-JACKSON offer the following and move its adoption:

WHEREAS, the E-911 Maintenance Board was created pursuant to Resolution No. 990379; and

WHEREAS, vacancies exist on the E-911 Maintenance Board and corrections to certain terms contained in Resolution No. 2014101 and 2013071 need to made; now, therefore, be it

RESOLVED, that the following persons be reappointed and appointed to the E-911 Maintenance Board as follows:

REAPPOINTMENT	TERM
Ellen Nesbitt 7 West Cedar Street Poughkeepsie, NY 12601 (Majority Appointment)	April 1, 2015 – March 31, 2016
Richard Perkins 1606 Route 9G Hyde Park, NY 12538 (Minority Appointment)	April 1, 2015 – March 31, 2016
Don "Sandy" Williams 158 Burger Road Rhinebeck, NY 12572 (County Resident)	April 1, 2015 – March 31, 2018

APPOINTMENT

Alan V. Surman P.O. Box 2324 Pawling, NY 12564 (Majority Appointment) (Replacing Sue Serino)	April 1, 2015 - March 31, 2017

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Public Safety Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Nesbitt		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman (C)		
District 9 - City of Poughkeepsie	Johnson	absent	
District 12 - Town of East Fishkill	Weiss		
District 21 - Town of East Fishkill	Horton		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (VC)		

Present: 10 **Resolution:** ✓ **Total :** 10 (Yes) 0 (No)

Absent: 2 **Motion:** ____ **Abstentions:** 0

Vacant: 0

2015064 APPOINTMENT AND REAPPOINTMENTS TO THE E-911 MAINTENANCE BOARD AND AMENDMENT TO RESOLUTION NO. 2014101 AND 2013071

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015064 APPOINTMENT AND REAPPOINTMENTS TO THE E-911 MAINTENANCE BOARD AND AMENDMENT TO RESOLUTION NO. 2014101 AND 2013071

Date: March 9, 2015

Public Safety

RESOLUTION NO. 2015065

RE: AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF (A.3110.05)

Legislators ROMAN, FLESLAND, HORTON, NESBITT, SAGLIANO, WEISS, JETER-JACKSON, MAC AVERY, FARLEY, PERKINS, and JOHNSON offer the following and move its adoption:

WHEREAS, the Sheriff has requested the transfer of asset forfeiture funds to the Sheriff's budget for spending within the guidelines as outlined by the US Department of Justice, and

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

WHEREAS, the Sheriff has requested that the sum of $14,967 be placed in various Sheriff Asset Forfeiture accounts to be used for law enforcement efforts, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized and directed to amend the 2015 Adopted County Budget as follows:

APPROPRIATIONS		
Increase		
A.3110.05.4123.	Safety Supplies	$ 4,300
A.3110.05.4650	Freight	74
A.3110.05.4438	Investigations	10,593
		$14,967
REVENUES		
Increase		
A.9998.95110.02	Appropriated Reserve Asset Forfeiture - Sheriff	$14,967

CA-043-15
kvh/G-0224
2/17/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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):
The Sheriff's Office has received $14,967. in Asset Forfeiture Funds. Resolution Request to appropriate funds to the Sheriff's 2015 Budget. A.3110.05 for the purchase of Stop Sticks and Confidential Investigation Funds.

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:
The Sheriff's Office has received $14,967. in Asset Forfeiture Funds. Resolution Request to appropriate funds to the Sheriff's 2015 Budget. A.3110.05 for the purchase of Stop Sticks and Confidential Investigation Funds.

Prepared by: Maureen Sarigianis Prepared On: 02/17/2015

Public Safety Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Nesbitt		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman (C)		
District 9 - City of Poughkeepsie	Johnson	absent	
District 12 - Town of East Fishkill	Weiss		
District 21 - Town of East Fishkill	Horton		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (VC)		

Present: 10 **Resolution:** ✓ **Total :** 10 (Yes) 0 (No)

Absent: 2 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015065 AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF (A.3110.05)

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ____ Yes No

Vacant: 0 **Abstentions:** 0

2015065 AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF (A.3110.05)

Date: March 9, 2015

RESOLUTION NO. 2015066

RE: AUTHORIZING GRANT AGREEMENTS WITH NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF EMERGENCY RESPONSE (A.3410)

Legislators ROMAN, FLESLAND, HORTON, SAGLIANO, WEISS, JETER-JACKSON, MAC AVERY, PERKINS, and FARLEY offer the following and move its adoption:

WHEREAS, the New York State Division Of Homeland Security And Emergency Services has awarded the County a State Homeland Security Program (SHSP) grant in the sum of $367,500 and a 2014/2015 Public Safety Answering Point (PSAP) Sustainable grant to support important emergency management and response initiatives, and

WHEREAS, the SHSP grant is to support and achieve target capabilities identified at the federal level, which include: a public safety/service radio system needs assessment, a UPS for the EOC, a county wide Citizen Preparedness Program, maintenance for equipment, a large scale exercise, IP camera system/upgrades, and IPAWS notification software, and

WHEREAS, the PSAP grant will support: the replacement of the UPS for the 911 Communication Center, and a new 911 caller questioning system which will add police and fire calls to the medical system currently used at the Department of Emergency Response; and

WHEREAS, it is necessary for this Legislature to authorize the execution of the grant agreement and to amend the 2015 Adopted County Budget to accept such funds and provide for the receipt and expenditure of said funds, now therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Executive to accept the grant awards from the New York State Division of Homeland Security and Emergency Services in connection with the above projects and further authorizes and empowers the County Executive to execute said grant agreements and any amendments on behalf of the County of Dutchess, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and directed to amend the 2015 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.3020.4412	Grant project costs	$169,410
A.3410.70.4412	Grant project costs	367,500

REVENUES

Increase

A.3020.33890.13	Other public safety-answer pt. sustainment	$169,410
A.3410.70.43050.05	Civil Defense- Homeland Security	367,500

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

3/10/2015
Date

CA-038-15 (2/13/15) CAB/kvh/G-0148-A
Fiscal Impact: See attached statement

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 $ 536,910

Total Current Year Revenue $ 536,910

and Source
These grants are 100% reimbursable

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): $0

Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Laurie Colgan

Prepared On: 1/30/2015

Project

Project #: PS14-1012-D00 Public Safety Answering Points Grant Project Status: Pending Signatures
Participant: Dutchess County

Home
Open
Locked

General | Participants | Work Plan | Budget | Funding Allocation | Questions | Conditions | Acceptance

Please enter budget information. If you are requesting an advance, please enter the amount requested and the justification, then save the screen before proceeding. You may edit the Advance if necessary at a later time. Enter budget information by participant. If you will only be operating with one budget, please enter the budget for the Grantee agency. For consortia, you may enter budgets by individual implementing agency. Once you have finished your Budget, please answer program Specific Questions on the Questions tab (if applicable).

Go to
Attachment
Progress
Site Review
Financial
Property

Budget Summary

Participant	Grant Funds		Matching Funds		Total
Dutchess County		$0.00		$0.00	$0.00
Dutchess County Department of Emergency Response		$169,410.00		$0.00	$169,410.00
Total	100.00%	$169,410.00	0.00%	$0.00	$169,410.00

Advance Request Amount (If not requesting an advance, please skip) $ 0.00

Reports
Application
Deficiency
Draft
Contract

Advance Request Justification (200 character limit)

Help
Logout

Budget Summary by Participant
Dutchess County

Login ID:
danasmith

3.4.7

Dutchess County Department of Emergency Response
Version 1 - Edit (Click here to add more lines to budget categories)

#	Personnel	Number	Unit Cost	Total Cost	Grant Funds	Matching Funds	Deficient
1	Overtime/Backfill for PSAP In-Service Trainings	1	$12,191.10	$12,191.10	$12,191.10	$0.00	no
	Total			$12,191.10	$12,191.10	$0.00	

#	Equipment	Number	Unit Cost	Total Cost	Grant Funds	Matching Funds	Deficient
1	UPS Upgrade	1	$65,000.00	$65,000.00	$65,000.00	$0.00	no
2	911 Call Answering Software	1	$85,018.90	$85,018.90	$85,018.90	$0.00	no
3	CAD Vendor Interface	1	$7,200.00	$7,200.00	$7,200.00	$0.00	no
	Total			$157,218.90	$157,218.90	$0.00	

Version 1 Total	Total Cost	Grant Funds	Matching Funds
	$169,410.00	$169,410.00	$0.00

Project

Project #: SH14-1013-D00 SHSP Project Status: Executed
Participant: Dutchess County

Home
Open
Locked
Copy

General	Participants	Work Plan	Budget	Funding Allocation	Questions	Conditions	Acceptance

Please enter budget information. If you are requesting an advance, please enter the amount requested and the justification, then save the screen before proceeding. You may edit the Advance if necessary at a later time. Enter budget information by participant. If you will only be operating with one budget, please enter the budget for the Grantee agency. For consortia, you may enter budgets by individual implementing agency. Once you have finished your Budget, please answer program Specific Questions on the Questions tab (if applicable).

Go to
Attachment
Progress
Site
Review
Financial
Property

Budget Summary

Participant	Grant Funds		Matching Funds		Total
Dutchess County		$0.00		$0.00	$0.00
Dutchess County Department of Emergency Response		$367,500.00		$0.00	$367,500.00
Total	100.00%	$367,500.00	0.00%	$0.00	$367,500.00

Advance Request Amount (If not requesting an advance, please skip) $ 0.00

Reports
Application
Deficiency
Draft
Contract
Final
Contract

Advance Request Justification (200 character limit)

Budget Summary by Participant
Dutchess County

Help
Logout

Login ID:
danasmith

3.4.7

Dutchess County Department of Emergency Response

Version 1 - Edit (Click here to add more lines to budget categories)

#	Personnel	Number	Unit Cost	Total Cost	Grant Funds	Matching Funds	Deficient
1	Overtime/Backfill for Citizen Preparedness Program	1	$10,000.00	$10,000.00	$10,000.00	$0.00	no
2	Overtime/Backfill for Training and Exercises	1	$5,000.00	$5,000.00	$5,000.00	$0.00	no
	Total			$15,000.00	$15,000.00	$0.00	

#	Consultant Services	Number	Unit Cost	Total Cost	Grant Funds	Matching Funds	Deficient
1	Consultant Costs for Needs Assessment and Asset Su...	1	$130,000.00	$130,000.00	$130,000.00	$0.00	no
2	Consultant Costs for Training and Exercises	1	$90,000.00	$90,000.00	$90,000.00	$0.00	no
3	Consultant Costs for COML Training	1	$10,000.00	$10,000.00	$10,000.00	$0.00	no
	Total			$230,000.00	$230,000.00	$0.00	

#	Equipment	Number	Unit Cost	Total Cost	Grant Funds	Matching Funds	Deficient
1	Disaster Preparedness Kits	1	$25,000.00	$25,000.00	$25,000.00	$0.00	no
2	Computer Software for EOC Operations	1	$5,000.00	$5,000.00	$5,000.00	$0.00	no
3	HazMat Equipment for Exercise	1	$5,000.00	$5,000.00	$5,000.00	$0.00	no
4	Uninterruptible Power Supply (Expenditures are pro...	1	$50,000.00	$50,000.00	$50,000.00	$0.00	no
5	Surveillance Cameras (Expenditures are prohibited ...	1	$10,000.00	$10,000.00	$10,000.00	$0.00	no
	Total			$95,000.00	$95,000.00	$0.00	

#	Supplies	Number	Unit Cost	Total Cost	Grant Funds	Matching Funds	Deficient
1	Supplies for Citizen Preparedness Campaign	1	$5,000.00	$5,000.00	$5,000.00	$0.00	no
	Total			$5,000.00	$5,000.00	$0.00	

#	All Other Expenses	Number	Unit Cost	Total Cost	Grant Funds	Matching Funds	Deficient
1	Maintenance Costs for Interoperable Communications...	1	$12,500.00	$12,500.00	$12,500.00	$0.00	no
2	Maintenance Costs for Hazmat Detection Equipment	1	$10,000.00	$10,000.00	$10,000.00	$0.00	no
	Total			$22,500.00	$22,500.00	$0.00	

Version 1 Total	Total Cost	Grant Funds	Matching Funds
	$367,500.00	$367,500.00	$0.00

Public Safety Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Nesbitt		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman (C)		
District 9 - City of Poughkeepsie	Johnson	absent	
District 12 - Town of East Fishkill	Weiss		
District 21 - Town of East Fishkill	Horton		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (VC)		

Present: 10 **Resolution:** ✓ **Total :** 10 (Yes) 0 (No)

Absent: 2 **Motion:** ____ **Abstentions:** 0

Vacant: 0

2015066 AUTHORIZING GRANT AGREEMENTS WITH NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF EMERGENCY RESPONSE (A.3410)

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 (Yes) 0 (No)

Absent: 1 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015066 AUTHORIZING GRANT AGREEMENTS WITH NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF EMERGENCY RESPONSE (A.3410)

Date: March 9, 2015

Public Safety

RESOLUTION NO. 2015067

RE: AUTHORIZE RECEIPT OF ADDITIONAL FUNDING (DISTRIBUTION #5) FROM NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES GRANT AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO PUBLIC DEFENDER (A.1170)

Legislators ROMAN, HORTON, WEISS, KELSEY, JETER-JACKSON, MAC AVERY, FARLEY, PERKINS, and JOHNSON offer the following and move its adoption:

WHEREAS, the Public Defender had advised that the New York State Office of Indigent Legal Services has awarded to the County a grant in the amount of $471,725 to be used for the continuation of salaries and benefits of staff previously hired under Distribution #2 and the hiring of additional staff, and

WHEREAS, it is now necessary for the Legislature to authorize the receipt of the additional funding (Distribution #5) and amend the 2015 Adopted County Budget to provide for the receipt and expenditure of said funds as outlined in the Grant, now therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Executive to accept the grant award from the New York State Office of Indigent Legal Services and execute the grant agreement and any related documents, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and directed to amend the 2015 Adopted County Budget as follows:

APPROPRIATIONS		
Increase		
A.1170.4412	Grant Project Costs	$471,725
REVENUES		
Increase		
A.1170.30890.01	Other St Aid Indigent Legal Svc	$471,725

CA-031-15
CAB/kvh/G-0186/C-8830
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 7/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 $ 471,725

Total Current Year Revenue and Source $ 471,725

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

Identify Line Items(s):
A1170.4412

Related Expenses: Amount $ 471,725

Nature/Reason:
NYS Indigent Legal Services Distribution # 5.

Anticipated Savings to County: $0

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

Additional Comments/Explanation:

Prepared by: Joan McDermott Prepared On: 1/22/2015

Public Safety Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 1 - Town of Poughkeepsie	Nesbitt		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman (C)		
District 9 - City of Poughkeepsie	Johnson	absent	
District 12 - Town of East Fishkill	Weiss		
District 21 - Town of East Fishkill	Horton		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (VC)		

Present: 10 **Resolution:** ✓ **Total :** 10 (Yes) 0 (No)

Absent: 2 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015067 AUTHORIZE RECEIPT OF ADDITIONAL FUNDING (DISTRIBUTION #5) FROM NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES GRANT AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO PUBLIC DEFENDER (A.1170)

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 23 1

Absent: 0 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015067 AUTHORIZE RECEIPT OF ADDITIONAL FUNDING (DISTRIBUTION #5) FROM NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES GRANT AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO PUBLIC DEFENDER (A.1170)

Date: March 9, 2015

Budget, Finance, & Personnel

RESOLUTION NO. 2015068

RE: DELEGATION OF AUTHORITY WITH RESPECT TO CORRECTING ERRORS ON TAX ROLLS

Legislators BORCHERT, SAGLIANO, JETER-JACKSON, MAC AVERY, FARLEY, and JOHNSON offer the following and move its adoption:

WHEREAS, Section 554 of the Real Property Tax Law requires that the tax levying body approve or reject an application to correct a claimed clerical error, an unlawful entry, or error in essential fact in a tax roll, and

WHEREAS, Section 554 of the Real Property Tax Law allows the tax levying body to delegate the authority vested in it pursuant to Section 554 of the Real Property Tax Law to the Commissioner of Finance, NOW, THEREFORE, BE IT

RESOLVED, that the Dutchess County Legislature hereby designates the Dutchess County Commissioner of Finance as the official authorized to approve or reject applications to correct claimed clerical errors, unlawful entries, or errors in essential fact in a tax roll pursuant to Section 554 of the Real Property Tax Law, and be it further

RESOLVED, that the Dutchess County Commissioner of Finance's authority is applicable only where the recommended correction is TWO THOUSAND FIVE HUNDRED DOLLARS and 00/100 ($2,500.00) or less, and be it further

RESOLVED, that this resolution and the delegation authority it grants shall only be in effect during the calendar year in which it is adopted, and be it further

RESOLVED, that when the Commissioner of Finance denies the refund in whole or part, or the refund requested is an amount in excess of $2,500.00, the Commissioner of Finance shall submit to the County Legislature for its review and disposition, her report and recommendation together with copies of the application and the reason for the denial, and be it further

RESOLVED, that on or before the 15th day of each month, the Dutchess County Commissioner of Finance shall submit a report to County Legislature of the corrections processed during the preceding month, and the report shall indicate the name of each recipient, the location of the property and the amount of the correction, and be it further

RESOLVED, that this resolution shall be filed in the Offices of the Dutchess County Clerk and the Clerk of the Dutchess County Legislature.

CA-048-15
CEN/kvh/G-0145
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/16/2015

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: 11 **Resolution:** ✓ **Total :** 11 (Yes) 0 (No)

Absent: 1 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015068 DELEGATION OF AUTHORITY WITH RESPECT TO CORRECTING ERRORS ON TAX ROLLS

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015068 DELEGATION OF AUTHORITY WITH RESPECT TO CORRECTING ERRORS ON TAX ROLLS

Date: March 9, 2015

Budget, Finance, & personnel
For Discussion Only 3/9/15

RESOLUTION NO. 2015069

REFUNDING BOND RESOLUTION DATED APRIL 13, 2015.

A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.00 AND/OR SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY.

WHEREAS, the County of Dutchess, New York (hereinafter, the "County") heretofore issued an aggregate $31,100,000 Public Improvement (Serial) Bonds, 2004, pursuant to various bond resolutions to pay the cost of various County purposes, such Public Improvement (Serial) Bonds, 2004, being dated December 15, 2004 and maturing or matured on December 15 annually (the "2004 Bonds"); and

WHEREAS, the County heretofore issued an aggregate principal amount of $24,000,000 Public Improvement (Serial) Bonds, 2006, pursuant to various bond resolutions to pay the cost of various County purposes, such Public Improvement (Serial) Bonds, 2006, being dated December 15, 2006 and maturing or matured on December 15 annually (the "2006 Bonds"); and

WHEREAS, it would be in the public interest to refund all, or one or more, or a portion of one or more, of the $4,450,000 outstanding principal balance of the 2004 Bonds maturing in 2015 and thereafter (the "2004 Refunded Bonds"), and the $10,700,000 outstanding principal balance of the 2006 Bonds maturing in 2017 and thereafter (the "2006 Refunded Bonds", together with the 2004 Refunded Bonds, the "Refunded Bonds"), each by the issuance of refunding bonds pursuant to Section 90.00 or Section 90.10 of the Local Finance Law; and

WHEREAS, each of such refundings will individually result in present value savings in debt service as so required by Section 90.10 of the Local Finance Law; NOW, THEREFORE, BE IT

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

Section 1. For the object or purpose of refunding the outstanding aggregate $15,150,000 principal balance of the Refunded Bonds, including providing moneys which, together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay (i) the principal amount of the Refunded Bonds, (ii) the aggregate amount of unmatured interest payable on the Refunded Bonds to and including the date on which the Refunded Bonds which are callable are to be called prior to their respective maturities in accordance with the refunding financial plan, as hereinafter defined, (iii) the costs and expenses incidental to the issuance of the refunding bonds herein authorized, including the development of the refunding financial plan, as hereinafter defined, compensation to the underwriter or underwriters, as hereinafter defined, costs and expenses of executing and performing the terms and conditions of the escrow contract or contracts, as hereinafter defined, and fees and charges of the escrow holder or holders, as hereinafter mentioned, (iv) the redemption premium to be paid on the Refunded Bonds which are to be called prior to their respective maturities, and (v) the premium or premiums for a policy or policies of municipal bond insurance or cost or costs of other credit enhancement facility or facilities, for the refunding bonds herein authorized, or any portion thereof, there are hereby authorized to be issued not exceeding $17,000,000 refunding bonds of the County pursuant to the provisions of Section 90.00 or Section 90.10 of the Local Finance Law (the "County Refunding Bonds" or the

"Refunding Bonds"), it being anticipated that the amount of Refunding Bonds actually to be issued will be approximately $16,165,000, as provided in Section 4 hereof. The Refunding Bonds described herein are hereby authorized to be consolidated for purposes of sale in one or more refunding bond issues. The County Refunding Bonds shall each be designated substantially "PUBLIC IMPROVEMENT (SERIAL) BOND" together with such series designation and year as is appropriate on the date of sale thereof, shall be of the denomination of $5,000 or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity, shall be numbered with the prefix R-15 (or R with the last two digits of the year in which the Refunding Bonds are issued as appropriate) followed by a dash and then from 1 upward, shall be dated on such dates, and shall mature annually on such dates in such years, bearing interest semi-annually on such dates, at the rate or rates of interest per annum, as may be necessary to sell the same, all as shall be determined by the Commissioner of Finance pursuant to Section 4 hereof. It is hereby further determined that (a) such Refunding Bonds may be issued in series, (b) such Refunding Bonds may be sold at a discount in the manner authorized by paragraph e of Section 57.00 of the Local Finance Law and pursuant to subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, and (c) such Refunding Bonds may be issued as a single consolidated issue. It is hereby further determined that such Refunding Bonds may be issued to refund all, or any portion of, the Refunded Bonds, subject to the limitation hereinafter described in Section 10 hereof relating to approval by the State Comptroller.

Section 2. The Refunding Bonds may be subject to redemption prior to maturity upon such terms as the Commissioner of Finance shall prescribe, which terms shall be in compliance with the requirements of Section 53.00 (b) of the Local Finance Law. If less than all of the

Refunding Bonds of any maturity are to be redeemed, the particular refunding bonds of such maturity to be redeemed shall be selected by the County by lot in any customary manner of selection as determined by the Commissioner of Finance.

The Refunding Bonds shall be issued in registered form and shall not be registrable to bearer or convertible into bearer coupon form. In the event said Refunding Bonds are issued in non-certificated form, such bonds, when issued, shall be initially issued in registered form in denominations such that one bond shall be issued for each maturity of bonds and shall be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository for the bonds in accordance with the Book-Entry-Only system of DTC. In the event that either DTC shall discontinue the Book-Entry-Only system or the County shall terminate its participation in such Book-Entry-Only system, such bonds shall thereafter be issued in certificated form of the denomination of $5,000 each or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity. In the case of non-certificated Refunding Bonds, principal of and interest on the bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to The Depository Trust Company, New York, New York, or to its nominee, Cede & Co., while the bonds are registered in the name of Cede & Co. in accordance with such Book-Entry-Only System. Principal shall only be payable upon surrender of the bonds at the principal corporate trust office of such Fiscal Agent (or at the office of the Commissioner of Finance as Fiscal Agent as hereinafter provided).

In the event said Refunding Bonds are issued in certificated form, principal of and interest on the Refunding Bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to the registered owners of the Refunding Bonds as shown on the registration

books of the County maintained by the Fiscal Agent (as hereinafter defined), as of the close of business on the fifteenth day of the calendar month or first business day of the calendar month preceding each interest payment date as appropriate and as provided in a certificate of the Commissioner of Finance providing for the details of the Refunding Bonds. Principal shall only be payable upon surrender of bonds at the principal corporate trust office of a bank or trust company or banks or trust companies located or authorized to do business in the State of New York, as shall hereafter be designated by the Commissioner of Finance as fiscal agent of the County for the Refunding Bonds (collectively the "Fiscal Agent").

Refunding Bonds in certificated form may be transferred or exchanged at any time prior to maturity at the principal corporate trust office of the Fiscal Agent for bonds of the same maturity of any authorized denomination or denominations in the same aggregate principal amount.

Principal and interest on the Refunding Bonds will be payable in lawful money of the United States of America.

The Commissioner of Finance, as chief fiscal officer of the County, is hereby authorized and directed to enter into an agreement or agreements containing such terms and conditions as he shall deem proper with the Fiscal Agent, for the purpose of having such bank or trust company or banks or trust companies act, in connection with the Refunding Bonds, as the Fiscal Agent for said County, to perform the services described in Section 70.00 of the Local Finance Law, and to execute such agreement or agreements on behalf of the County, regardless of whether the Refunding Bonds are initially issued in certificated or non-certificated form; provided, however, that the Commissioner of Finance is also hereby authorized to act as the Fiscal Agent in

connection with the Refunding Bonds if said Refunding Bonds are issued in non-certificated form.

The Commissioner of Finance is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for said Refunding Bonds, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

The Refunding Bonds shall be executed in the name of the County by the manual or facsimile signature of the Commissioner of Finance, and a facsimile of its corporate seal shall be imprinted thereon. In the event of facsimile signature, the Refunding Bonds shall be authenticated by the manual signature of an authorized officer or employee of the Fiscal Agent. The Refunding Bonds shall contain the recital required by subdivision 4 of paragraph g of Section 90.00 of the Local Finance Law or subdivision 4 of paragraph j of Section 90.10 of the Local Finance Law, as applicable, and the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Commissioner of Finance shall determine. It is hereby determined that it is to the financial advantage of the School District not to impose and collect from registered owners of the Refunding Bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the Fiscal Agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the Fiscal Agent.

Section 3. It is hereby determined that:

(a) the maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by subdivision 1 of paragraph b of Section 90.10 of the Local Finance Law;

(b) the maximum period of probable usefulness permitted by law at the time of the issuance of the respective Refunded Bonds, for the objects or purposes for which such respective Refunded Bonds were issued is as described in Exhibit A attached hereto and hereby made a part hereof;

(c) the last installment of the Refunding Bonds will mature not later than the expiration of the period of probable usefulness of the objects or purposes for which said Refunded Bonds were issued in accordance with the provisions of subdivision 1 of paragraph a of Section 90.00 of the Local Finance Law or subdivision 1 of paragraph c of Section 90.10 of the Local Finance Law;

(d) the estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, if any, computed in accordance with the provisions of subdivision 2 of paragraph b of Section 90.10 of the Local Finance Law, with regard to each of the respective series of Refunded Bonds, is as shown in the Refunding Financial Plan described in Section 4 hereof.

Section 4. The financial plan for the aggregate of the refundings authorized by this resolution (collectively, the "Refunding Financial Plan"), showing the sources and amounts of all moneys required to accomplish such refundings, the estimated present value of the total debt service savings and the basis for the computation of the aforesaid estimated present value of total debt service savings, are set forth in Exhibit B attached hereto and hereby made a part hereof. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding

Bonds will be issued in one series to refund all of the Refunded Bonds in the principal amount of $16,165,000, and that the Refunding Bonds will mature, be of such terms, and bear interest as set forth in said Exhibit B. This County Legislature recognizes that the Refunding Bonds may be issued in one or more series, and for only one or more of the Refunded Bonds, or portions thereof, that the amount of the Refunding Bonds, maturities, terms, and interest rate or rates borne by the Refunding Bonds to be issued by the County will most probably be different from such assumptions and that the Refunding Financial Plan will also most probably be different from that attached hereto as Exhibit B. The Commissioner of Finance is hereby authorized and directed to determine which of the Refunded Bonds will be refunded and at what time, the amount of the Refunding Bonds to be issued, the date or dates of such bonds and the date or dates of issue, maturities and terms thereof, the provisions relating to the redemption of Refunding Bonds prior to maturity, whether the Refunding Bonds will be insured by a policy or policies of municipal bond insurance or otherwise enhanced by a credit enhancement facility or facilities, whether the Refunding Bonds shall be sold at a discount in the manner authorized by paragraph e of Section 57.00 and paragraph f of Section 90.10 of the Local Finance Law, and the rate or rates of interest to be borne thereby, whether the Refunding Bonds shall be issued having substantially level or declining annual debt service and all matters related thereto, and to prepare, or cause to be provided, a final Refunding Financial Plan for the Refunding Bonds and all powers in connection therewith are hereby delegated to the Commissioner of Finance; provided, that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the applicable requirements of Section 90.00 or 90.10 of the Local Finance Law, as applicable. The Commissioner of Finance shall file a copy of his certificates determining the details of the Refunding Bonds and the final Refunding Financial Plan with the

Clerk of the County Legislature not later than ten (10) days after the delivery of the Refunding Bonds, as herein provided.

Section 5. The Commissioner of Finance is hereby authorized and directed to enter into an escrow contract or contracts (collectively the "Escrow Contract") with a bank or trust company, or with banks or trust companies, located and authorized to do business in this State as said Commissioner of Finance shall designate (collectively the "Escrow Holder") for the purpose of having the Escrow Holder act, in connection with the Refunding Bonds, as the escrow holder to perform the services described in Section 90.10 of the Local Finance Law.

Section 6. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged to the payment of the principal of and interest on the Refunding Bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall be annually levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on such Refunding Bonds as the same become due and payable.

Section 7. All of the proceeds from the sale of the Refunding Bonds, including the premium, if any, but excluding accrued interest thereon, shall immediately upon receipt thereof be placed in escrow with the Escrow Holder for the Refunded Bonds. Accrued interest on the Refunding Bonds shall be paid to the County to be expended to pay interest on the Refunding Bonds. Such proceeds as are deposited in the escrow deposit fund to be created and established pursuant to the Escrow Contract, whether in the form of cash or investments, or both, inclusive of any interest earned from the investment thereof, shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunded Bonds in accordance with

Section 90.10 of the Local Finance Law, and the holders, from time to time, of the Refunded Bonds shall have a lien upon such moneys held by the Escrow Holder. Such pledge and lien shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder for the Refunded Bonds in the escrow deposit fund shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof.

Section 8. Notwithstanding any other provision of this resolution, so long as any of the Refunding Bonds shall be outstanding, the County shall not use, or permit the use of, any proceeds from the sale of the Refunding Bonds in any manner which would cause the Refunding Bonds to be an "arbitrage bond" as defined in Section 148 of the Internal Revenue Code of 1986, as amended, and, to the extent applicable, the Regulations promulgated by the United States Treasury Department thereunder.

Section 9. In accordance with the provisions of Section 53.00 and of paragraph h of Section 90.10 of the Local Finance Law, in the event such bonds are refunded, the County hereby elects to call in and redeem each respective series of Refunded Bonds which the Commissioner of Finance shall determine to be refunded in accordance with the provisions of Section 4 hereof and with regard to which the right of early redemption exists. The sum to be paid therefor on such redemption date shall be the par value thereof plus the redemption premium, and the accrued interest to such redemption date. The Escrow Agent for the Refunding Bonds is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the County in the manner and within the times provided in the Refunded Bonds. Such notice of redemption shall be in substantially the form attached to the Escrow Contract. Upon the issuance

of the Refunding Bonds, the election to call in and redeem the callable Refunded Bonds and the direction to the Escrow Agent to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be amended from time to time as may be necessary in order to comply with the publication requirements of paragraph a of Section 53.00 of the Local Finance Law, or any successor law thereto.

Section 10. The Refunding Bonds shall be sold at private negotiated sale or public competitive sale to an underwriter or purchaser as shall be determined by the Commissioner of Finance for purchase prices to be determined by the Commissioner of Finance, plus accrued interest from the date or dates of the Refunding Bonds to the date or dates of the delivery of and payment for the Refunding Bonds. Subject to the approval of the terms and conditions of such private sale by the State Comptroller as required by subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, the Commissioner of Finance, is hereby authorized to execute and deliver a purchase contract for the Refunding Bonds in the name and on behalf of the County providing the terms and conditions for the sale and delivery of the Refunding Bonds to the underwriter thereof if sold at private negotiated sale. After the Refunding Bonds have been duly executed, they shall be delivered by the Commissioner of Finance to the purchaser or the underwriter in accordance with said purchase contract upon the receipt by the County of said purchase price, including accrued interest.

Section 11. The Commissioner of Finance and all other officers, employees and agents of the County are hereby authorized and directed for and on behalf of the County to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby.

Section 12. All other matters pertaining to the terms and issuance of the Refunding Bonds shall be determined by the Commissioner of Finance and all powers in connection thereof are hereby delegated to the Commissioner of Finance.

Section 13. The validity of the Refunding Bonds may be contested only if:

1. Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2. The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3. Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. A summary of this resolution, which takes effect immediately, shall be published in the official newspapers of said County, together with a notice of the County Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Dated: April 13, 2015.

EXHIBIT A

$31,100,000 Public Improvement (Serial) Bonds, 2004

Objects and purposes, maximum estimated costs and serial bonds authorized, periods of probable usefulness, amortization methodology, bond resolution adoption dates, and dates of issuance of the first obligations therefor as further described in the Bond Determination Certificate related thereto dated December 9, 2004 incorporated herein by reference and the bond resolutions cited therein.

NOTE: A portion of said bonds was heretofore redeemed prior to maturity on December 15, 2014 from proceeds of an Escrow Contract dated November 29, 2005 between the County and Manufacturers and Traders Trust Company with proceeds from the County's participation in the New York Counties Tobacco Trust V Tobacco Settlement Pass-Through Bonds, Series 2005. The refunding contemplated by this refunding bond resolution is with regard to the outstanding, previously unrefunded portion of the 2015-2019 maturities as further described in the Preliminary Refunding Financial Plan attached hereto as Exhibit B.

AND

$24,000,000 Public Improvement (Serial) Bonds, 2006

Objects and purposes, maximum estimated costs and serial bonds authorized, periods of probable usefulness, amortization methodology, bond resolution adoption dates, and dates of issuance of the first obligations therefor as further described in the Bond Determination Certificate related thereto dated December 12, 2006 incorporated herein by reference and the bond resolutions cited therein.

EXHIBIT B

PRELIMINARY REFUNDING FINANCIAL PLAN

COUNTY OF DUTCHESS, NEW YORK

Dutchess County

$16,165,000 Public Improvement Refunding (Serial) Bonds, 2014

Prevailing 'AA' Rates plus 25 bps - 7.28.14

Refunding Summary

Dated 02/15/2015 | Delivered 02/15/2015

	2004 Bonds	2006 Bonds	Issue Summary
Sources Of Funds			
Par Amount of Bonds	$4,555,000.00	$11,610,000.00	$16,165,000.00
Total Sources	**$4,555,000.00**	**$11,610,000.00**	**$16,165,000.00**
Uses Of Funds			
Total Underwriter's Discount (0.650%)	29,607.50	75,465.00	105,072.50
Costs of Issuance	26,769.25	68,230.75	95,000.00
Deposit to Net Cash Escrow Fund	4,494,250.85	11,466,639.44	15,960,890.29
Rounding Amount	4,372.40	(335.19)	4,037.21
Total Uses	**$4,555,000.00**	**$11,610,000.00**	**$16,165,000.00**
Flow of Funds Detail			
State and Local Government Series (SLGS) rates for Date of OMP Candidates	1/07/2015	1/07/2015	1/07/2015
Primary Purpose Fund Solution Method	Net Funded	Net Funded	Net Funded
Total Cost of Investments	$4,494,250.85	$11,466,639.44	$15,960,890.29
Interest Earnings @ 0.551%	36.93	114,860.56	114,897.49
Total Draws	$4,494,287.78	$11,581,500.00	$16,075,787.78
PV Analysis Summary (Net to Net)			
Net PV Cashflow Savings @ 1.973%(AIC)	239,569.22	485,941.15	724,738.96
Contingency or Rounding Amount	4,372.40	(335.19)	4,037.21
Net Present Value Benefit	$243,941.62	$485,605.96	$728,776.17
Net PV Benefit / $15,150,000 Refunded Principal	5.482%	4.538%	4.810%
Net PV Benefit / $16,165,000 Refunding Principal	5.355%	4.183%	4.508%
Bond Statistics			
Average Life	2.612 Years	6.535 Years	5.430 Years
Average Coupon	1.2505121%	2.1039331%	1.9882665%
Net Interest Cost (NIC)	1.4994017%	2.2033928%	2.1079788%
Bond Yield for Arbitrage Purposes	1.9729500%	1.9729500%	1.9729500%
True Interest Cost (TIC)	1.5034347%	2.1995661%	2.1016559%
All Inclusive Cost (AIC)	1.2479493%	2.0913280%	1.9729500%

Dutchess County

$16,165,000 Public Improvement Refunding (Serial) Bonds, 2014

Prevailing 'AA' Rates plus 25 bps - 7.28.14

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
06/15/2015	-	-	88,137.83	88,137.83
12/15/2015	1,245,000.00	0.400%	132,206.75	1,377,206.75
06/15/2016	-	-	129,716.75	129,716.75
12/15/2016	1,175,000.00	0.810%	129,716.75	1,304,716.75
06/15/2017	-	-	124,958.00	124,958.00
12/15/2017	2,505,000.00	1.150%	124,958.00	2,629,958.00
06/15/2018	-	-	110,554.25	110,554.25
12/15/2018	2,355,000.00	1.450%	110,554.25	2,465,554.25
06/15/2019	-	-	93,480.50	93,480.50
12/15/2019	1,950,000.00	1.670%	93,480.50	2,043,480.50
06/15/2020	-	-	77,198.00	77,198.00
12/15/2020	1,405,000.00	1.850%	77,198.00	1,482,198.00
06/15/2021	-	-	64,201.75	64,201.75
12/15/2021	1,350,000.00	2.050%	64,201.75	1,414,201.75
06/15/2022	-	-	50,364.25	50,364.25
12/15/2022	875,000.00	2.210%	50,364.25	925,364.25
06/15/2023	-	-	40,695.50	40,695.50
12/15/2023	860,000.00	2.310%	40,695.50	900,695.50
06/15/2024	-	-	30,762.50	30,762.50
12/15/2024	875,000.00	2.410%	30,762.50	905,762.50
06/15/2025	-	-	20,218.75	20,218.75
12/15/2025	535,000.00	2.510%	20,218.75	555,218.75
06/15/2026	-	-	13,504.50	13,504.50
12/15/2026	525,000.00	2.580%	13,504.50	538,504.50
06/15/2027	-	-	6,732.00	6,732.00
12/15/2027	510,000.00	2.640%	6,732.00	516,732.00
Total	**$16,165,000.00**	-	**$1,745,118.08**	**$17,910,118.08**

Yield Statistics

Bond Year Dollars	$87,770.83
Average Life	5.430 Years
Average Coupon	1.9882665%
Net Interest Cost (NIC)	2.1079788%
True Interest Cost (TIC)	2.1016559%
Bond Yield for Arbitrage Purposes	1.9729500%
All Inclusive Cost (AIC)	1.9729500%

IRS Form 8038

Net Interest Cost	1.9882665%
Weighted Average Maturity	5.430 Years

Dutchess County

$16,165,000 Public Improvement Refunding (Serial) Bonds, 2014

Prevailing 'AA' Rates plus 25 bps - 7.28.14

Debt Service Comparison

Date	Total P+I	Existing D/S	Net New D/S	Old Net D/S	Savings
12/31/2015	1,465,344.58	1,327,187.50	2,792,532.08	2,881,237.50	88,705.42
12/31/2016	1,434,433.50	1,306,250.00	2,740,683.50	2,837,400.00	96,716.50
12/31/2017	2,754,916.00	-	2,754,916.00	2,843,150.00	88,234.00
12/31/2018	2,576,108.50	-	2,576,108.50	2,668,400.00	92,291.50
12/31/2019	2,136,961.00	-	2,136,961.00	2,229,200.00	92,239.00
12/31/2020	1,559,396.00	-	1,559,396.00	1,599,000.00	39,604.00
12/31/2021	1,478,403.50	-	1,478,403.50	1,521,000.00	42,596.50
12/31/2022	975,728.50	-	975,728.50	1,019,000.00	43,271.50
12/31/2023	941,391.00	-	941,391.00	985,000.00	43,609.00
12/31/2024	936,525.00	-	936,525.00	976,000.00	39,475.00
12/31/2025	575,437.50	-	575,437.50	616,000.00	40,562.50
12/31/2026	552,009.00	-	552,009.00	594,000.00	41,991.00
12/31/2027	523,464.00	-	523,464.00	572,000.00	48,536.00
Total	**$17,910,118.08**	**$2,633,437.50**	**$20,543,555.58**	**$21,341,387.50**	**$797,831.92**

PV Analysis Summary (Net to Net)

Gross PV Debt Service Savings	724,738.96
Net PV Cashflow Savings @ 1.973%(AIC)	724,738.96
Contingency or Rounding Amount	4,037.21
Net Present Value Benefit	$728,776.17
Net PV Benefit / $15,150,000 Refunded Principal	4.810%
Net PV Benefit / $16,165,000 Refunding Principal	4.508%

Refunding Bond Information

Refunding Dated Date	2/15/2015
Refunding Delivery Date	2/15/2015

Dutchess County

$16,165,000 Public Improvement Refunding (Serial) Bonds, 2014

Prevailing 'AA' Rates plus 25 bps - 7.28.14

Escrow Fund Cashflow

Date	Principal	Rate	Interest	Receipts	Disbursements	Cash Balance
02/15/2015	-	-	-	1.29	-	1.29
03/17/2015	4,494,250.00	0.010%	36.93	4,494,286.93	4,494,287.78	0.44
06/15/2015	199,650.00	0.040%	20,725.37	220,375.37	220,375.00	0.81
12/15/2015	188,668.00	0.200%	31,706.91	220,374.91	220,375.00	0.72
06/15/2016	188,981.00	0.380%	31,393.67	220,374.67	220,375.00	0.39
12/15/2016	10,889,340.00	0.570%	31,034.61	10,920,374.61	10,920,375.00	-
Total	**$15,960,889.00**	**-**	**$114,897.49**	**$16,075,787.78**	**$16,075,787.78**	**-**

Investment Parameters

Investment Model [PV, GIC, or Securities]	Securities
Default investment yield target	Bond Yield
Cash Deposit	1.29
Cost of Investments Purchased with Bond Proceeds	15,960,889.00
Total Cost of Investments	$15,960,890.29
Target Cost of Investments at bond yield	$15,671,171.04
Actual positive or (negative) arbitrage	(289,719.25)
Yield to Receipt	0.5513305%
Yield for Arbitrage Purposes	1.9729500%
State and Local Government Series (SLGS) rates for	1/07/2015

Summary Of Bonds Refunded

Issue	Maturity	Type	of Bond	Coupon	Maturity Value	Call Date	Call Price
Dated 12/15/2004 | Delivered 12/15/2004							
2004 Bonds	12/15/2015	Serial	Coupon	3.500%	940,000	03/17/2015	100.000%
2004 Bonds	12/15/2016	Serial	Coupon	4.000%	950,000	03/17/2015	100.000%
2004 Bonds	12/15/2017	Serial	Coupon	4.000%	1,025,000	03/17/2015	100.000%
2004 Bonds	12/15/2018	Serial	Coupon	4.000%	955,000	03/17/2015	100.000%
2004 Bonds	12/15/2019	Serial	Coupon	4.000%	580,000	03/17/2015	100.000%
Subtotal	-			-	**$4,450,000**	-	-
	-			-	-	-	-
Dated 12/15/2006 | Delivered 12/21/2006							
2006 Bonds	12/15/2017	Serial	Coupon	5.000%	1,275,000	12/15/2016	100.000%
2006 Bonds	12/15/2018	Serial	Coupon	4.000%	1,275,000	12/15/2016	100.000%
2006 Bonds	12/15/2019	Serial	Coupon	4.000%	1,300,000	12/15/2016	100.000%
2006 Bonds	12/15/2020	Serial	Coupon	4.000%	1,325,000	12/15/2016	100.000%
2006 Bonds	12/15/2021	Serial	Coupon	4.000%	1,300,000	12/15/2016	100.000%
2006 Bonds	12/15/2022	Serial	Coupon	4.000%	850,000	12/15/2016	100.000%
2006 Bonds	12/15/2023	Serial	Coupon	4.000%	850,000	12/15/2016	100.000%
2006 Bonds	12/15/2024	Serial	Coupon	4.000%	875,000	12/15/2016	100.000%
2006 Bonds	12/15/2025	Serial	Coupon	4.000%	550,000	12/15/2016	100.000%
2006 Bonds	12/15/2026	Serial	Coupon	4.000%	550,000	12/15/2016	100.000%
2006 Bonds	12/15/2027	Serial	Coupon	4.000%	550,000	12/15/2016	100.000%
Subtotal	-			-	**$10,700,000**	-	-
Total	-			-	**$15,150,000**	-	-

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:
Through this bond refunding, the county expects to realize savings in the range of $500,000 - $800,000 from 2015-2027, depending on the interest rate we get in the market.

Prepared by: Jessica White, Budget Office Prepared On: 2/20/2015

CERTIFICATION FORM

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

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

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on April 13, 2015, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on April 20, 2015, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

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

Newspaper and/or other news media	Date given
Southern Dutchess News	April 10, 2015
Poughkeepsie Journal	April 10, 2015

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

Designated Location(s) of posted notice	Date of Posting
22 Market Street, 6th Floor, County Office Building Poughkeepsie, NY 12601	April 10, 2015

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 14th day of April 2015.

Carolyn Morris
Clerk, County Legislature

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

LEGAL NOTICE OF ESTOPPEL

NOTICE IS HEREBY GIVEN that the resolution, a summary of which is published herewith, has been adopted by the County Legislature of the County of Dutchess, New York, on April 13, 2015, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which said County is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Dated: Poughkeepsie, New York

April 14, 2015

Carolyn Morris
Clerk, County Legislature

SUMMARY OF REFUNDING BOND RESOLUTION DATED APRIL 13, 2015.

SUMMARY OF A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.00 AND/OR SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO.

WHEREAS, the County of Dutchess, New York (hereinafter, the "County") heretofore issued an aggregate principal amount of $31,100,000 Public Improvement (Serial) Bonds, 2004 (the "2004 Bonds"), and $24,000,000 Public Improvement (Serial) Bonds, 2006 (the "2006 Bonds"); and

WHEREAS, it would be in the public interest to refund all, or one or more, or a portion of one or more, of the outstanding $4,450,000 principal balance of the 2004 Refunded Bonds maturing in 2015 and thereafter (the "2004 Refunded Bonds"), and the $10,700,000 principal balance of the 2006 Refunded Bonds maturing in 2017 and thereafter (the "2006 Refunded Bonds", together with the 2004 Refunded Bonds and the 2006 Refunding Bonds, the "Refunded Bonds"), each by the issuance of refunding bonds pursuant to Section 90.00 or Section 90.10 of the Local Finance Law;

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

Section 1. For the object or purpose of refunding the outstanding aggregate $15,150,000 principal balance of the Refunded Bonds, including providing moneys which, together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay (i) the principal amount of the Refunded Bonds, (ii) the aggregate amount of unmatured interest payable on the Refunded Bonds to and including the date on which the Refunded Bonds which are callable are to be called prior to their respective maturities in accordance with the refunding financial plan, as hereinafter defined, (iii) the costs and expenses incidental to the issuance of the refunding bonds herein authorized, (iv) the redemption premium to be paid on the Refunded Bonds which are to be called prior to their respective maturities, and (v) the premium or premiums for a policy or policies of municipal bond insurance or cost or costs of other credit enhancement facility or facilities, for the refunding bonds herein authorized, or any portion thereof, there are hereby authorized to be issued not exceeding $17,000,000 refunding bonds of the County pursuant to the provisions of Section 90.00 and/or Section 90.10 of the Local Finance Law (the "County Refunding Bonds" or

the "Refunding Bonds"), it being anticipated that the amount of Refunding Bonds actually to be issued will be approximately $16,165,000, as provided in Section 4 hereof.

Section 2. The Refunding Bonds may be subject to redemption prior to maturity upon such terms as the Commissioner of Finance shall prescribe, which terms shall be in compliance with the requirements of Section 53.00 (b) of the Local Finance Law.

Section 3. It is hereby determined that:

(a) the maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by subdivision 1 of paragraph b of Section 90.10 of the Local Finance Law;

(b) the maximum period of probable usefulness permitted by law at the time of the issuance of the respective Refunded Bonds, for the objects or purposes for which such respective Refunded Bonds were issued is as provided in Exhibit A attached to the complete resolution which is not published as part of this summary (the "Complete Resolution");

(c) the last installment of the Refunding Bonds will mature not later than the expiration of the period of probable usefulness of the objects or purposes for which said Refunded Bonds were issued in accordance with the provisions of subdivision 1 of paragraph a of Section 90.00 of the Local Finance Law or subdivision 1 of paragraph c of Section 90.10 of the Local Finance Law;

(d) the estimated aggregate present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, if any, computed in accordance with the provisions of subdivision 2 of paragraph b of Section 90.10 of the

Local Finance Law, with regard to each of the Refunded Bonds, is $724,738.96 as shown in the Refunding Financial Plan described in Section 4 hereof.

Section 4. The financial plan for the aggregate of the refundings authorized by this resolution (collectively, the "Refunding Financial Plan"), showing the sources and amounts of all moneys required to accomplish such refundings are set forth in Exhibit B to the Complete Resolution which Exhibit B is not published as part of this summary. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in one series to refund all of the Refunded Bonds in the principal amount of $16,165,000, and that the Refunding Bonds will mature, be of such terms, and bear interest as set forth on said Exhibit B.

Section 5. The Commissioner of Finance is hereby authorized and directed to enter into an escrow contract or contracts (collectively the "Escrow Contract") with a bank or trust company, or with banks or trust companies, located and authorized to do business in this State as said President shall designate (collectively the "Escrow Holder") for the purpose of having the Escrow Holder act, in connection with the Refunding Bonds, as the escrow holder to perform the services described in Section 90.10 of the Local Finance Law.

Section 6. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged to the payment of the principal of and interest on the Refunding Bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall be annually levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on such Refunding Bonds as the same become due and payable.

Section 7. All of the proceeds from the sale of the Refunding Bonds, including the premium, if any, but excluding accrued interest thereon, shall immediately upon receipt thereof be placed in escrow with the Escrow Holder for the Refunded Bonds.

Section 8. The Refunding Bonds shall be sold at private or public sale as shall be determined by the Commissioner of Finance.

* * * * * * * * * * * * * * * * * * *

A COPY OF THE COMPLETE TEXT OF THIS RESOLUTION TOGETHER WITH ALL EXHIBITS IS ON FILE IN THE OFFICE OF THE CLERK OF THE COUNTY LEGISLATURE WHERE THEY ARE IS AVAILABLE FOR PUBLIC INSPECTION DURING NORMAL BUSINESS HOURS.

* * * * * * * * * * * * * * * * * * *

Budget, Finance, and Personnel Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: 12 **Resolution:** ✓ **Total :** 12 0

Absent: 0 **Motion:** ____ Yes No

Vacant: 0 **Abstentions:** 0

2015069 A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.00 AND/OR SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY

Date: April 9, 2015

Roll Call Sheets

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

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015069 A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.00 AND/OR SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY

Date: April 13, 2015

Resolution 2015069, A Resolution Authorizing the Issuance Pursuant to Section 90.00 and/or Section 90.10 of the Local Finance Law of Refunding Bonds of the County of Dutchess, New York, to be Designated Substantially "Public Improvement (Serial) Bonds" and Providing for Other Matters in Relation Thereto and the Payment of the Bonds to be Refunded Thereby, was offered for discussion only at the March 5, 2015, Budget, Finance, and Personnel Committee, and considered at the April 13, 2015, Board Meeting.

Roll call vote on the foregoing resolution resulted as follows:

AYES: 25

NAYS: 0

ABSENT: 0

Budget, Finance, & Personnel

RESOLUTION NO. 2015070

RE: AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE DYSON FOUNDATION AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENTS OF HEALTH AND MENTAL HYGIENE (A.1430)

Legislators HORTON, FLESLAND, BOLNER, SAGLIANO, MICCIO, HUTCHINGS, KELSEY, FARLEY, PERKINS, and JETER-JACKSON offer the following and move its adoption:

WHEREAS, the Commissioner of Human Resources has advised that the Dyson Foundation has awarded a $40,000 grant to the Dutchess County for the recruitment of a Commissioner for the new merged Departments of Health and Mental Hygiene, and

WHEREAS, it is necessary for this Legislature to authorize the acceptance of the grant funds from the Dyson Foundation and to amend the 2015 Adopted County Budget to provide for the receipt and expenditure of said funds, now therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Executive to accept the grant funds from the Dyson Foundation in connection with the above and further authorizes and empowers the County Executive to execute the grant agreement, proposal attached, as well as any amendments on behalf of the County of Dutchess, and be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2015 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.1430.4412	Grant Project Costs	$40,000

REVENUES

Increase

A.1430.27050.04	Gifts and Donations	$40,000

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

3/16/2015
Date

CA-042-15
kvh G-0175-A 2/17/15
Fiscal Impact: See attached statement

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 $ 40,000

Total Current Year Revenue $ 40,000
and Source

The Dyson Foundation

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

Identify Line Items(s):
4412 Grant Project Costs

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Prepared by: Donna Lehnert, Human Resources

Dut.pdf

DYSON FOUNDATION

Project Support Grant Agreement DRAFT

Date of Agreement:	As of October 29, 2014
Grantee:	County of Dutchess
Purpose of Grant:	For the purpose of contracting with a qualified independent consultant to: conduct a search process to identify a candidate to lead the newly merged County Departments of Health and Mental Hygiene. Grant funds may also be used for costs related to the search process including candidate travel expenses.
Total Amount of Grant:	$40,000
Award Date:	June 24, 2014
Project Period:	November 1, 2014 through October 31, 2015
Payment Schedule:	$40,000 / Upon Receipt of Signed Grant Agreement

This grant is awarded by the Dyson Foundation subject to the following terms and conditions:

A. Grantee confirms that it is a governmental unit, department or agency of a political subdivision of New York State.

B. This grant may be used only for charitable and educational activities as described in section 170(c)(2)(B) of the Internal Revenue Code (the "Code"). While the Dyson Foundation understands that the Grantee may participate in the public policy process, consistent with its tax-exempt status, Grantee may not use any Dyson Foundation grant funds to lobby or otherwise attempt to influence legislation, to influence the outcome of any public election, or to carry on any voter registration drive. This grant must be used for the project identified above, as described in the Grantee's proposal and related correspondence, and may not be expended for any other purposes without the Dyson Foundation's prior written approval. Grantee accepts responsibility for complying with this agreement's terms and conditions and will exercise full control over the grant and the expenditure of grant funds.

C. The Dyson Foundation may request that Grantee return any unexpended grant funds remaining at the end of the project period.

D. Grantee will provide to the Dyson Foundation the following reports, according to the specified schedule:

Due Date	Type
ASAP	Executed Grant Agreement
12/31/2015 (or when available)	Financial Report ?
12/31/2015 (or when available)	Copy of the final report of the search firm

E. Grantee will provide promptly such additional information, reports and documents as the Dyson Foundation may request and will allow the Dyson Foundation and its representatives to have reasonable access during regular business hours to files, records, accounts or personnel that are associated with this grant, for the purpose of making such financial reviews, verifications or program evaluations as may be deemed necessary by the Dyson Foundation.

F. Grantee will allow the Dyson Foundation to review and approve any text of any proposed press release or public domain media announcement concerning this grant prior to its release. If this grant is to be used for a film, video, book, or other such product, the Dyson Foundation reserves the right to request a screening or preview of the product, during the final production stages, before deciding whether or not to be credited as a funder of the product.

G. The Dyson Foundation reserves the right to discontinue, modify or withhold any payments to be made under this grant award or to require a total or partial refund of any grant funds, if it, in the Dyson Foundation's sole discretion, such action is necessary: (1) because Grantee has not fully complied with the terms and conditions of this grant; (2) to protect the purpose and objectives of the grant or any other charitable activities of the Dyson Foundation; or (3) to comply with any law or regulation applicable to the Grantee, to the Dyson Foundation, or this grant.

This grant will be payable according to the above referenced payment schedule, after the Dyson Foundation receives a copy of this agreement reviewed and signed where indicated by an authorized officer of Grantee.. Grantee may wish to have this agreement reviewed by legal counsel.

On behalf of Grantee, I understand and agree to the foregoing terms and conditions of the Dyson Foundation's grant, and hereby certify my authority to execute this agreement on Grantee's behalf.

Signature:_____

Printed Name:_____

Title:_____ Date:_____

Budget, Finance, and Personnel Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: ____ **Resolution:** ____ **Total :** _____ _____

Absent: ____ **Motion:** ____ **Yes** **No**

Vacant: ____ **Abstentions:** _____

2015070 AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE DYSON FOUNDATION AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENTS OF HEALTH AND MENTAL HYGIENE

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015070 AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE DYSON FOUNDATION AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENTS OF HEALTH AND MENTAL HYGIENE

Date: March 9, 2015

BUDGET, FINANCE & PERSONNEL

RESOLUTION NO. 2015071

RE: AUTHORIZING ABANDONMENT OF SURPLUS HIGHWAY PROPERTY TO FREDERICK D. ROMIG, ESQ. LOCATED AT THE INTERSECTIONS OF US ROUTE 9 AND BARRISTER'S ROW IN THE TOWN OF WAPPINGER

Legislators MICCIO, HORTON, INCORONATO, SAGLIANO, FARLEY, and JETER-JACKSON offer the following and move its adoption:

WHEREAS, the County acquired approximately 1.596 acres of land from Earl S. Dorsett and Susie E. Dorsett (Dorsett) in 1928 for the proposed reconstruction of Fishkill Village-Wappingers Falls State Highway 5154, now known as Route 9 and,

WHEREAS, based on the arrangement between the County and New York State Department of Transportation (NYSDOT), the County acquired the property and NYSDOT had maintenance responsibilities over the property, and

WHEREAS, there is a triangular section of the property (Property) acquired from Dorsett that is approximately 13,523 square feet located at the intersections of Route 9 and Barrister's Row in the Town of Wappinger that is described on the attached map, and

WHEREAS, Frederick D. Romig, Esq. (Romig) is an abutting property owner to the Property, and

WHEREAS, Romig indicated in a letter to the County that he has been maintaining the Property for approximately twenty (20) years and that he wished to purchase the Property from the County, and

WHEREAS, the NYSDOT has abandoned the Property to the County in accordance with the County's request contained in Resolution No. 2013155, and

WHEREAS, Romig has paid for a survey and appraisal of the Property, and

WHEREAS, the appraisal stated that the appraised value of the Property is TWENTY-FOUR THOUSAND DOLLARS ($24,000.00), and

WHEREAS, NYS Highway Law Section 118-a authorizes the abandonment of parts of county highways which are of no further use for highway purposes, and

WHEREAS, the Dutchess County Commissioner of Public Works does certify to the Dutchess County Legislature as County Superintendent of Highways pursuant to Section 118-a of the NYS Highway Law, that this Property is of no further use for highway purposes to the County, and

WHEREAS, the Dutchess County Commissioner of Public Works, pursuant to statute, has recommended that the Property be conveyed to Frederick D. Romig, Esq. for the appraised value of TWENTY FOUR THOUSAND ($24,000) DOLLARS, and

RESOLVED, that on the tender of the consideration by Frederick D. Romig in the amount of $24,000 together with the appropriate transfer tax if any, plus any other required fees, the Chairman of the Dutchess County Legislature is hereby authorized and directed, on behalf of the County of Dutchess, to execute, pursuant to Section 118-a of the New York State Highway Law, a quitclaim deed conveying to Frederick D. Romig the property described in the attachment.

CA-051-15
CAB/kvh/R-G-0188/R-0894
2/19/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

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 and Source $ 24,000

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

Identify Line Items(s):

Related Expenses: Amount $ 0

Nature/Reason:

Anticipated Savings to County:

Net County Cost (this year): $0

Over Five Years:

Additional Comments/Explanation:

This fiscal impact statement pertains to the resolution request approval to sell a 13,523+/- square foot (0.31+/- acre) parcel of surplus property located at the intersection of US Route 9 and Barrister's Row, to Frederick D. Romig for the appraised value of $24,000.00.

Prepared by: Matthew W. Davis

FISHKILL VILLAGE – WAPPINGERS FALLS
S.H. No. 5154

NEW YORK STATE DEPARTMENT OF TRANSPORTATION CONVEYANCE MAP

MAP NO. 206–C
PARCEL NO. 252
SHEET 1 OF 2 SHEETS

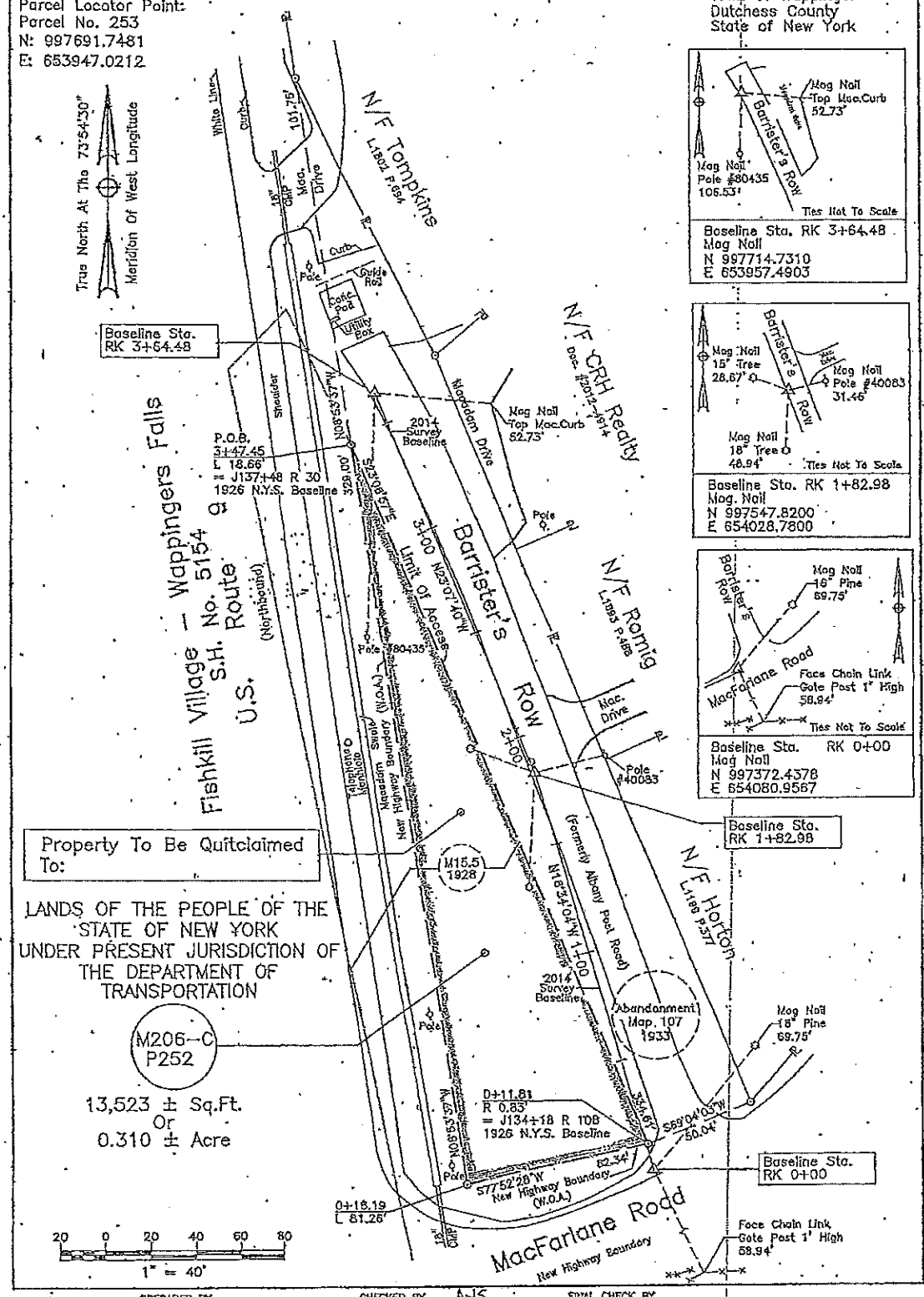
MAP REFERENCE INFORMATION

Datum: NYSPCS East Zone
NAD 83/96
Parcel Locator Point:
Parcel No. 253
N: 997691.7481
E: 653947.0212

LANDS OF THE PEOPLE OF THE STATE OF NEW YORK UNDER PRESENT JURISDICTION OF THE DEPARTMENT OF TRANSPORTATION

PARCEL SUMMARY:

Type: CONVEYANCE
Portion Of 2014 Tax Map Ref. No. 6157–04
Town of Wappinger
Dutchess County
State of New York



PREPARED BY _____ CHECKED BY A-15 _____ FINAL CHECK BY _____

FISHKILL VILLAGE - WAPPINGERS FALLS
S.H. NO. 5154

NEW YORK STATE
DEPARTMENT OF TRANSPORTATION
CONVEYANCE MAP

MAP NO. 205-C
PARCEL NO. 252
SHEET 2 OF 2 SHEETS

Field Survey Records and Control Report are on file in the Regional Office of NYSDOT.

All that piece or parcel of property hereinafter designated as Parcel No. 252, situate in the Town of Wappinger, County of Dutchess, State of New York, as shown on the accompanying map and described as follows:

Parcel No. 252

Beginning at a point on the easterly boundary of the existing Fishkill Village - Wappingers Falls highway at its intersection with the southwesterly boundary of Barristers Row (formerly Albany Post Road), said point being 18.66 feet distant southwesterly, measured at right angles, from station 3+47.45 of the hereinafter described survey baseline for the Fishkill Village - Wappingers Falls, State Highway No. 5154; thence South 23°-06'-57" East along said road 334.61 feet to a point being 0.83 feet distant easterly, measured at right angles, from station 0+11.81 of said baseline; thence through the property of the People of the State of New York South 77°-52'-20" West; 82.34 feet to a point on the easterly boundary of said existing Fishkill Village - Wappingers Falls highway, the last mentioned point being 81.26 feet distant westerly, measured at right angles, from station 0+18.19 of said baseline; thence along the last mentioned boundary of said existing highway North 06°-53'-57" West 329.00 feet to the point of beginning; being 13,523 square feet or 0.310 acre more or less.

RESERVING, however, to the owner of the property and such owner's successors or assigns the right of access to and from said existing Barristers Row along the following course and distance being designated as RIGHT OF ACCESS; beginning at a point 18.66 feet distant southeasterly, measured at right angles, from station 3+47.45 of said baseline; thence South 23°-06'-57" East 334.61 feet to a point 0.83 feet distant easterly, measured at right angles, from station 0+11.81 of said baseline.

Being a portion of the property acquired in deed by the County of Dutchess of New York, by virtue of a deed drawn from Map No. 15.5 and recorded in the office of the Clerk of Dutchess County on July 15, 1929 in Liber 483 of deeds of Page 369.

Beginning at station RK0+00; thence North 16°-34'-04" West to station 1+82.98, thence North 23°-07'-40" West to station 3+64.48.

The above mentioned survey baseline is a portion of the 2014 survey baseline for the Fishkill - Village of Wappingers, State Highway No. 5154, as shown on a map and plan on file in the Office of the State Department of Transportation and described as follows:

All bearings referred to TRUE NORTH at the 73E-54'-30" MERIDIAN of WEST LONGITUDE.

I hereby certify that the property mapped above is not necessary for highway purposes, and the conveyance thereof is recommended.

DATE: JUNE 10, 2014

NICOLAS A. CHOUBAH, ACTING REGIONAL DESIGN ENGINEER FOR THE REGIONAL DIRECTOR OF TRANSPORTATION REGION 8

STATE OF NEW YORK
ROBERT D. YALAKA
LICENSED LAND SURVEYOR

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

I hereby certify that this map was prepared in accordance with current NYSDOT policies, standards and procedures.

DATE: 6-9-14, 2014

ROBERT D. YALAKA, LAND SURVEYOR
P.L.S. LICENSE NO. 49914

PROPERTY TO BE QUITCLAIMED TO:

Description and map of property provided as set forth above for the reconstruction of a part of the Fishkill Village - Wappingers Falls State Highway No. 5154 and now found unnecessary for highway purposes. Subject to the reservation described above, in the name of the People of the State of New York on terms beneficial to the state.

Approved and adopted by resolution of the Legislature of the County of Dutchess, pursuant to Section 65 of the Highway Law, at a meeting held on the 10th day of June 2013

Carole Morris
Clerk of the Dutchess County

Consent to the conveyance of the property above described, by the County of Dutchess is hereby given pursuant to Section 65 of the Highway Law.

I have compared the foregoing copy of description and map with the original thereof, as filed in the Office of the Department of Transportation, and I do hereby certify the same to be a true and correct copy of said original and of the whole thereof.

Office of Right of Way

Pursuant to the authority delegated to me by Official Order of the Commissioner of Transportation, this map is hereby approved and filed in the main office of the New York State Department of Transportation.

Date: _____, 2014

Office of Right of Way

I have compared the foregoing copy of the map with the original thereof, as filed in the Office of the State Department of Transportation, and I do hereby certify the same to be a true and correct copy of the original and of the whole thereof.

Office of Right of Way

Budget, Finance, and Personnel Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: ____ **Resolution:** ____ **Total :** _____ _____

Absent: ____ **Motion:** ____ **Yes** **No**

Vacant: ____ **Abstentions:** _____

2015071 AUTHORIZING ABANDONMENT OF SURPLUS HIGHWAY PROPERTY TO FREDERICK D. ROMIG, ESQ. LOCATED AT THE INTERSECTIONS OF US ROUTE 9 AND BARRISTER'S ROW IN THE TOWN OF WAPPINGER

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015071 AUTHORIZING ABANDONMENT OF SURPLUS HIGHWAY PROPERTY TO FREDERICK D. ROMIG, ESQ. LOCATED AT THE INTERSECTIONS OF US ROUTE 9 AND BARRISTER'S ROW IN THE TOWN OF WAPPINGER

Date: March 9, 2015

RESOLUTION NO. 2015072

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL
APPLICANT: John D. Kolosky and Lucille C. Kolosky
2 Partners Trace
Poughkeepsie NY 12603
ACCOUNT NO.: 133400-6260-04-940474-0000

Legislators BORCHERT, SAGLIANO, JETER-JACKSON, and FARLEY offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Lagrange for 2014 under the name of John D. Kolosky and Lucille C. Kolosky , Account No. 133400-6260-04-940474-0000, 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 Tax Assessor for the Town of Lagrange has made a clerical error in said assessment, and

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

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

RESOLVED, that the application received February 4, 2015, relating to Account No. 133400-6260-04-940474-0000 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	235,200	27,000	208,200	766.39
Town of Lagrange	235,200	27,000	208,200	623.51
Lagrange Fire	235,200		235,200	736.10
Lagrange Lighting	235,200		235,200	67.33
			TOTAL:	$2,193.33

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:

A342 Allowance for Uncollectible Taxes	$ 99.39
A430 Town of Lagrange	80.86
Total	$180.25

CA-028-15
Rpt/kvhG-194

Fiscal Impact: None

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

Legal Description (grid #) 133400-6260-04-940474-0000

Owner's Name John D. and Lucille C. Kolosky

Mailing Address 2 Partners Trace Poughkeepsie NY 12603

Property Location 2 Partners Trace

School District Wappingers Central School Dist. Special District _____

Total Assessed Value now on roll 235,200 Corrected to Same

Taxable Assessed Value now on roll 235,200 Corrected to 208,200

Exempt codes and amounts if applicable
Veterans Exemption 27,000

Amount Levied $2,373.58 Should be $2,193.33

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

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

___ Subdivision 2, Paragraph C (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 X

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: ___

Recommendation X **APPROVE APPLICATION** _____ **DENY APPLICATION**

Details: **It is recommended that the application for a corrected 2014/15 Cnty/Town tax bill be approved.**

'2 $99.39 / A430 (T/O LaGrange) $80.86

Investigator Margaret Burns Director [signature] Date 2/5/2015

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 14

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.

John D. Kolosky & Lucille C. Kolosky
1a. Name of Owner

Day (845) 462-2373 Evening ( )
2. Telephone Number

2 Partners Trace

Poughkeepsie, NY 12603
1b. Mailing Address

2 Partners Trace
3. Parcel Location (if different than 1b)

6260-04-940474
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 2,373.58

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): War time Veteran's exemption was not credited to tax bill.

02/03/2014
Date

Signature of Applicant

RECEIVED
2015 FEB -4 AM 9:
REAL PROPERTY TAX SERVICES

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: 2/4/15 Period of warrant for collection of taxes: 12/15/14

Last day for collection of taxes without interest: 2/28/15

Recommendation: ☒ Approve application* ☐ Deny Application

2/5/2015
Date

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: $ 2,373.58

Notice of approval mailed to applicant on (enter date): _____
Order transmitted to collecting officer on (enter date): _____

Corrected tax: $ _____

_____ **APPLICATION DENIED** Reason: _____

Seal of Office

Date

Signature of Chief Executive Officer
or Official Designated by Resolution

Assessor Affidavit for Correction of Error

This affidavit or a letter signed by the assessor must be submitted for every requested Correction of Error.

I, Robert Taft assessor for the Town/City of LaGrange,

Dutchess County, do hereby affirm that the assessment or taxable assessment on

Grid # 133400-6260-04-940474 owned by John & Lucille Kolosky

As shown on the 2014 (yr) Assessment/Tax roll of the

Town/City of LaGrange

School District of Wappingers Central School

is **incorrect** and may be corrected per RPTL 554.

An explanation of the error and how it occurred is as follows: (Please be specific) Clerical error.

War Time Veteran's Exemption Was Not Credited To Tax Bill. Exemption 41121

Assessment was: $235,200 Should Be: $235,200

Exemption was: 0% Should be: 15%

I request the County Director investigate and make a recommendation to the tax levying body to correct such error and issue a new bill or refund.

Date 2/2/2015 Signature of Assessor or Designee

Whenever possible, proof of error MUST accompany this affidavit as applicable:

e.g.

Exemption application indicating approval/denial
Copy of property record card, work book or other final work product
Copy of paid tax bill
Verified statement of BAR (for grievance changes not appearing on final roll)
Any other documentation requested by the Director to complete the investigation

RECEIVED
2015 FEB -4 PM 3:28
REAL PROPERTY TAX SERVICES

Rev. 9/5/2008 by Dutchess County Real Property Tax Service Agency

EA-458-a (1/91)

15%

New York State Board of Equalization and Assessment

RETURN PRIOR TO MARCH 1

Rec'd 2-4-93

APPLICATION FOR ALTERNATIVE VETERANS EXEMPTION FROM REAL PROPERTY TAXATION

(General information and instructions for completing this form are contained in Form EA-458-a- INS)

1. Name and phone no. of owner(s)
Kolosky, John D. &
Lucille C.
(914) 462-2373

2. Mailing address of owner(s)
29 - PARTNERS TRACE
POUGHKEEPSIE, N.Y.
12603

3. Location of property
29 - PARTNERS TRACE
Street address
POUGHKEEPSIE, N.Y. 12603
City/Town
GRID - 08-6260-04-940474-00
Parcel identification no. (see tax bill or assessment roll)

TOWN of LA GRANGE
Village (if any)
DUTCHESS
County
WAPPINGERS
School district

RECEIVED
2015 FEB -4 PM 3:28
REAL PROPERTY TAX SERVICES

4. Is the owner a veteran who served in the active military, naval or air service of the United States? X Yes ___ No
If No, indicate the relationship of the owner to veteran who rendered such service: ___
If Yes, is the veteran also the unremarried surviving spouse of a veteran? ___ Yes X No

5. Indicate branch of veteran's service and dates of active service: US AIR FORCE 15-FEB-51 TO 5-July-53
(Attach written evidence)

6. Was the veteran discharged or released from the active service under honorable conditions? X Yes ___ No
(Attach written evidence)

7. Did the veteran serve in a combat zone or combat theater? ___ Yes X No
If Yes, where did the veteran serve and when was such service performed? ___
(Attach written evidence)

8. Has the veteran received, or did the veteran receive prior to his/her death, a compensation rating from the United States Veterans' Administration or from the United States Department of Defense as a result of a service connected disability?
___ Yes X No
If Yes, what is (was) the veteran's compensation rating? ___ (Attach written evidence showing the date such rate was established)

Is this rating permanent? ___ Yes ___ No

If No, did the veteran die in service of a service connected disability? ___ Yes ___ No (Attach written evidence)

9. Is this property the primary residence of the veteran or unremarried spouse of the veteran? X Yes ___ No
If No, is the veteran or unremarried surviving spouse of the veteran the owner of the property and absent from the property due to medical reasons or institutionalization? ___ Yes ___ No Explain: ___

10. Is the property used exclusively for residential purposes? X Yes ___ No

If No, describe the non-residential use of this property and state what portion is so used. ___

IN PERSON PAYMENT	Town Hall 120 Stringham Road Lagrangeville, NY 12540 Mon - Fri 8:30AM to 4:00PM Tuesdays 8:00AM to 3:30PM

MAKE CHECKS PAYABLE TO:
Jane Sullivan, Rec. of Tax
Mail to: 120 Stringham Road
Lagrangeville, NY 12540
(PH) 845-452-2644

STATEMENT OF COUNTY/TOWN TAXES
TOWN OF LAGRANGE

Page No.	Roll Sect.	SWIS Code	Bill No.	Sequence No.
1 of 1	1	133400	2902	1652
Fiscal Year		Warrant Dated	Bank Code	Account No.
1/1/2015 to 12/31/2015		12/15/2014		08940474
Estimated State Aid				
CNTY 71,756,395		TOWN 637,686		

Kolosky John D
Kolosky Lucille C
2 Partners Trace
Poughkeepsie, NY 12603

FOR YOUR INFORMATION

Last day to pay without penalty: February 28, 2015. After this date see Payment Schedule.

SEE REVERSE SIDE FOR MORE INFORMATION

PROPERTY IDENTIFICATION

PARCEL ID	133400-6260-04-940474-0000
LOCATION	2 Partners Trce
ACREAGE	0.85
SCHOOL	Wappingers CSD
PROPERTY CLASS	210 - 1 Family Res

The assessor estimates the Full Market Value of this property as of July 1, 2013 was:	235,200
The Total Assessed Value of this property is:	235,200
The Uniform Percentage of Value used to establish assessments was:	100.00

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 http://www.tax.ny.gov/pdf/publications/orpts/grievancebooklet.pdf. Please note that the period for filing complaints on the above assessment has passed.

Exemption	Value	Tax Purpose	Full Value Estimate
Alt Vet	27,000	Cnty/town	

Exemption	Value	Tax Purpose	Full Value Estimate

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
HOMESTEAD PARCEL			208,300		766.39
County Tax	107,577,694	-0.3	~~235,200.00~~	3.681040	865.78
Town Tax	5,356,058	5.0	~~235,200.00~~	2.994767	623.51 704.37
La Grange Fire	5,727,133	5.9	235,200.00	3.129686	736.10
La Grange Lighting	15,600	0.0	235,200.00	.286281	67.33

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 our tax increase or decrease. The tax levy is the total amount to be raised by property taxes.

$2193.33

PENALTY SCHEDULE

Pay By	Amount	Penalty/Interest	Total Due
/28/2015	2,373.58	0.00	2,373.58
/31/2015	2,373.58	47.47	2,421.05
/30/2015	2,373.58	71.21	2,444.79

TOTAL TAX DUE: $2,373.58
Due by: 2/28/2015
After this date see penalty schedule

Grid Number 3400-6260-04-940474

Name Kolosky

On Tax Roll		Assessed Value	Exemption Amount	Taxable Value	Tax Amount
County		235,200		235,200	865.78
Town of	La Grange	"		"	704.37
Fire Dist.	La Grange Fire	"		"	736.10
Sp. Dist.	La Grange Lighting	"		"	67.33
		"			
Ret. School					
	Original amount	X 2%	=	X 7%	
Total					2373.58

orrected to		Assessed Value	Exemption Amount	Taxable Value	Tax Amount
County		235,200	27,000	208,200	766.39
Town of	La Grange	"	27,000	208,200	623.51
Fire Dist.	La Grange Fire	"		235,200	736.10
Sp. Dist	La Grange Lighting	"		235,200	67.33
		"			
Ret. School					
	Original Amount	X 2%	=	X7%	
Total					2193.33

Chargeback **A342 Allow. For Uncoll. Taxes** _____ + 7% 99.39

A430 Town of La Grange 80.86

A430 Sp. Dist _____

_____

_____

A440 School _____

Total 180.25

Budget, Finance, and Personnel Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: ____ **Resolution:** ____ **Total :** _____ _____

Absent: ____ **Motion:** ____ **Yes** **No**

Vacant: ____ **Abstentions:** _____

2015072 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL

APPLICANT: John D. Kolosky and Lucille C. Kolosky
2 Partners Trace
Poughkeepsie NY 12603

ACCOUNT NO.: 133400-6260-04-940474-0000

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015072 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL

APPLICANT: John D. Kolosky and Lucille C. Kolosky
2 Partners Trace
Poughkeepsie NY 12603

ACCOUNT NO.: 133400-6260-04-940474-0000

Date: March 9, 2015

BUDGET, FINANCE, & PERSONNEL

RESOLUTION NO. 2015073

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL
APPLICANT: James P. Melanson and Eileen V. Melanson
2 Mockingbird Ct.
Hopewell Jct. NY 12533
ACCOUNT NO.: 132800-6458-03-463348-0000

Legislators WEISS, JETER-JACKSON, and FARLEY offer the following and move its adoption:

WHEREAS, there is a re-levied school tax bill amount on the tax roll for the Town of East Fishkill for 2014 under the name of James P. Melanson and Eileen V. Melanson , Account No. 132800-6458-03-463348-0000, 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 East Fishkill has made a clerical error in said re-levy amount, 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 30, 2015, relating to Account No. 132800-6458-03-463348-0000 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	336,900		336,900	1240.15
Town of East Fishkill	336,900		336,900	1008.84
East Fishkill Fire	336,900		336,900	281.91
East Fishkill Public Lib	336,900		336,900	74.08
			TOTAL:	$2,604.98

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:

A342 Allowance for Uncoll. Taxes		338.55
A440 Wappingers Central School Dist.		4,836.46
	Total	$5,175.01

CA-029-15
RPT/kvh G-194

Fiscal Impact: None

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

Le Description (grid #) 132800-6458-03-463348-0000

Owner's Name James P. and Eileen V. Melanson

Mailing Address 2 Mockingbird Ct. Hopewell Jct, NY 12533

Property Location 2 Mockingbird Ct.

School District Wappingers Central School Dist. Special District _____

Total Assessed Value now on roll 336,900 Corrected to Same

Taxable Assessed Value now on roll 336,900 Corrected to Same

Exempt codes and amounts if applicable

Amount Levied $7,779.99 Should be $2,604.98

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 H (clerical error)
_ division 3, Paragraph __ (error in essential fact)
___ubdivision 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 Incorrect school tax re-levy

Recommendation X **APPROVE APPLICATION** _____ **DENY APPLICATION**

Details: It is recommended that the application for a corrected 2014/15 Cnty/Town tax bill be approved.

_ 2 $338.55 / A440 (Wappingers Central School Dist) $4,836.46

Investigator Margaret Burns Director Eric [illegible] Date 2/4/2015

RP-554 (9/04)

RECEIVED
2015 JAN 30 PM 1:29
REAL PROPERTY TAX SERVICES

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

APPLICATION FOR CORRECTED TAX ROLL FOR THE YEAR 20 15

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.

James Melanson
Eileen Melanson
1a. Name of Owner

Day(845) 227 6836 Evening( ) same
2. Telephone Number

2 Mockingbird Ct.
Hopewell Jct, NY 12533
1b. Mailing Address

132800-6458-03-463348-0000
3. Parcel Location (if different than 1b.)

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

5. Account No. 05463348

6. Amount of taxes currently billed 7779.99

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

for the following reasons (use additional sheets if necessary): I paid my school taxes on time in the fall and was billed again

1-28-15
Date

James Melanson
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: 1/30/15

Period of warrant for collection of taxes: 12/15/14

Last day for collection of taxes without interest: 2/28/15

Recommendation: ☒ Approve application* ☐ Deny Application

2/4/2015
Date

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): _____
Order transmitted to collecting officer on (enter date): _____

Corrected tax: $ _____

____**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.

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: Claudia Heckert [heckertc@eastfishkillny.org]
Sent: Tuesday, February 03, 2015 10:47 AM
To: Burns, Margaret
Cc: Benedict, Donna; karin.stapleton@wcsdny.org
Subject: Melanson
Attachments: Melanson.pdf; McDonald.pdf

Maggie,

As per our conversation, I'm attaching a copy of the receipt the Melansons were given when they paid their WCSD taxes on September 16, 2014. When entering the bill in our tax system, a transposition was made in the bill number, giving credit in error to bill # 5230, instead of bill # 5320. Unfortunately, the tax amounts were exactly the same, so the error was not noticed until Mr. & Mrs. Melanson brought it to our attention when they noticed the relevy on their 2015 property taxes.

Melanson – Bill # 5320, Grid # 6458-03-463348, 2 Mockingbird Court, Hopewell Junction $4,836.46
Applied incorrectly to:
McDonald – Bill #5230, Grid # 6357-03-356235, 11 Eisenhower Court, Hopewell Junction $4,836.46

A correction to remove the relevy from the Melanson's 2015 property tax bill is necessary.

A relevy of the unpaid tax for the McDonald's 2014 school taxes will also be necessary, possibly as an "omitted" tax on the 2015 school taxes?

.n attaching both Donna Benedict & Karin Stapleton on this email as well.

Claudia D. Heckert
Receiver of Taxes
Town of East Fishkill
330 Route 376
Hopewell Junction, NY 12533
(845) 221-2160 Office
(845) 221-9654 Fax

Confidentiality Notice: This email and its attachments, if any, are intended only for the use of the recipient named above. Any disclosure, distribution, or use of this email by anyone other than the intended recipient is strictly prohibited. If you receive this email in error, please advise the sender by immediate reply and promptly delete it.

IN PERSON PAYMENT
East Fishkill Town Hall
330 Route 376
Hopewell Junction, NY 12533
Mon - Fri 8:30am - 3:30pm

STATEMENT OF SCHOOL TAXES
WAPPINGERS CENTRAL SCHOOL DISTRICT

Page No.	Roll Sect.	SWIS Code	Bill No.	Sequence No.
1 of 1	1	132800	5320	2958
Fiscal Year		Warrant Dated	Bank Code	Account No.
7/1/2014 to 6/30/2015		8/25/2014		05463348
Estimated State Aid		NYS Tax & Finance School District Code		
SCHL 50,286.163		665		

MAKE CHECKS PAYABLE TO:
Claudia D. Heckert
330 Route 376
Hopewell Junction, NY 12533
PH (845) 221-2160

Melanson James P
Melanson Eileen V
2 Mockingbird Ct
Hopewell Junction, NY 12533

FOR YOUR INFORMATION

SEE REVERSE SIDE FOR MORE INFORMATION

PROPERTY IDENTIFICATION

PARCEL ID	132800-6458-03-463348-0000
LOCATION	2 Mockingbird Ct
ACREAGE	1.93
SCHOOL	Wappingers CSD
PROPERTY CLASS	210 - 1 Family Res

The assessor estimates the **Full Market Value** of this property as of July 1, 2013 was: 336,900
The **Total Assessed Value** of this property is: 336,900
The **Uniform Percentage of Value** used to establish assessments was: 100.00

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 Services website at http://www.tax.ny.gov/pdf/publications/orpts/grievancebooklet.pdf. Please note that the period for filing complaints on the above assessment has passed.

Exemption	Value	Tax Purpose	Full Value Estimate	Exemption	Value	Tax Purpose	Full Value Estimate
BASIC STAR	41,990	SCHOOL	41,990				

Taxing Purpose	Total Levy	% Change in Levy from Prior Year *	Taxable Assessed Value or Units (Before STAR)	Rates per $1000 or per Units	Tax Amounts
"HOMESTEAD PARCEL"					
TOWN OF					
East Fishkill					
School Taxes	148,346,390	2.3	336,900.00	16.305900	**5,493.46**

Your tax savings **this year resulting from the New York State School Tax Relief (STAR) Program is :** **657.00**
Note: **This year's STAR tax savings generally may not exceed last year's by more than 2%.**

PAID
SEP 1 9 2014

* 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.

Pay By	Penalty/Interest	Total Due
[illegible]	[illegible]	4,836.46
[illegible]	[illegible]	[illegible]

TOTAL TAX DUE: $4,836.46
(Total taxes have been reduced by STAR savings)

Due by: 10/9/2014
After this date see penalty schedule

Taxes paid by G. Melanson CA CH

IN PERSON PAYMENT

Claudia D. Tepper
East Fishkill Town Hall
330 Route 376
Hopewell Junction, NY 12533
Mon-Fri 8:30am-4:30pm

MAKE CHECKS PAYABLE TO
Claudia D. Tepper
330 Route 376
Hopewell Junction, NY 12533
PH 845 221-2150

STATEMENT OF COUNTY/TOWN TAXES
TOWN OF EAST FISHKILL

Page No	Pc Sec	SWIS Code	Bill No.	Sequence No.
1 of 1		132800	6506	3614
Fiscal Year		Warrant Dated	Bank Code	Account No.
01/01/2015 to 12/31/2015		12/15/2014		05463348

Estimated State Aid

CNTY 71,758,395 TOWN 1,230,190

Weinson James P
Weinson Eileen V
2 Mockingbird Ct
Hopewell Junction, NY 12533

FOR YOUR INFORMATION

Last day to pay without penalty: February 28, 2015. After this date see Payment Schedule.

SEE REVERSE SIDE FOR MORE INFORMATION

PROPERTY IDENTIFICATION

PARCEL ID	132800-6458-03-463348-0000
LOCATION	2 Mockingbird Ct
ACREAGE	1.93
SCHOOL	Wappingers CSD
PROPERTY CLASS	210 - 1 Family Res

The assessor estimates the **Full Market Value** of this property as of July 1, 2013 was: 336,900
The **Total Assessed Value** of this property is: 336,900
The **Uniform Percentage of Value** used to establish assessments was: 100.00

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 http://www.tax.ny.gov/pdf publications/orpts/grievancebooklet.pdf. Please note that the period for filing complaints on the above assessment has passed.

Exemption	Value	Tax Purpose	Full Value Estimate	Exemption	Value	Tax Purpose	Full Value Estimate

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
HOMESTEAD PARCEL					
County Tax	107,577,694	-0.3	336,900.00	3.681059	1,240.15
Town Tax	10,722,777	3.8	336,900.00	2.994485	1,008.84
East Fishkill Fire	3,074,967	0.3	336,900.00	.836782	281.91
E Fishkill Pub Lib	807,494	2.4	336,900.00	.219875	74.08
Ret 2014 School Tax			0.000		5,175.01

RECEIVED
2015 JAN 30 PM 1:29
REAL PROPERTY TAX SERVICES

* This is the percent of increase or decrease of the current years 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
Now Date	7,779.99	0.00	7,779.99
[illegible]	7,779.99	155.60	7,935.59
[illegible]	7,779.99	233.40	8,013.39

TOTAL TAX DUE: $7,779.99
Due by: 2/28/2015
After this date see penalty schedule

Taxes paid by CASH

Grid Number 2800-6458-03-463348-0000

Name Melanson

On Tax Roll		Assessed Value	Exemption Amount	Taxable Value	Tax Amount
County					1240.15
Town of	East Fishkill				1008.84
Fire Dist.	East Fishkill				281.91
Sp. Dist. E Fishkill Pub Lib					74.08
Ret. School	4836.46			338.55	5175.01
	Original amount	X 2%	=	X 7%	
Total					7779.99

Corrected to		Assessed Value	Exemption Amount	Taxable Value	Tax Amount
County					1240.15
Town of	East Fishkill				1008.84
Fire Dist.	East Fishkill				281.91
Sp. Dist E	Fishkill Lib				74.08
Ret. School					
	Original Amount	X 2%	=	X7%	
Total					2604.98

Chargeback **A342 Allow. For Uncoll. Taxes** +338.55 7% 338.55

A430 Town of _____ _____

A430 Sp. Dist _____ _____

_____ _____

_____ _____

A440 School WCSD 4836.46

Total $ 5175.01

Budget, Finance, and Personnel Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: ____ **Resolution:** ____ **Total :** _____ _____

Absent: ____ **Motion:** ____ **Yes** **No**

Vacant: ____ **Abstentions:** _____

2015073 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL

APPLICANT: James P. Melanson and Eileen V. Melanson
2 Mockingbird Ct.
Hopewell Jct. NY 12533

ACCOUNT NO.: 132800-6458-03-463348-0000

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015073 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL

APPLICANT: James P. Melanson and Eileen V. Melanson
2 Mockingbird Ct.
Hopewell Jct. NY 12533

ACCOUNT NO.: 132800-6458-03-463348-0000

Date: March 9, 2015

BUDGET, FINANCE, & PERSONNEL

RESOLUTION NO. 2015074

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE ASSESSED UNDER THE NAME OF BLACKSTAR THUNDARR GRID: 134689-6162-09-168737-0000

Legislators FLESLAND, SAGLIANO, NESBITT, JETER-JACKSON, and FARLEY offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to Blackstar Thundarr for the levy year 2010 and described as Grid No. 134689-6162-09-168737-0000 amounting to $666.81 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 1, 2011 for the tax lien year of 2011, and

WHEREAS, Dutchess County instituted an in rem foreclosure proceeding, Index No. 2011/6263 to enforce the collection of delinquent tax liens for the levy year 2010 and the above property was not redeemed within the time prescribed by law, resulting in a judgment of foreclosure and a deed conveying title of the property to Dutchess County, which deed was recorded in the Office of the Dutchess County Clerk, July 18, 2013, Document # 02 2013 3636, and

WHEREAS, the sum of $9,161.00 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 Page Five, LLC, 85 Civic Center Plaza, PO Box 792, Poughkeepsie, NY 12601, of any and all interest which the County of Dutchess may have acquired in and to the said parcel by reason of the above deed.

CA-035-15
HS:CM:me
2/15/15 R-0324-D

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

Fiscal Impact: None

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: ____ **Resolution:** ____ **Total :** _____ _____

Absent: ____ **Motion:** ____ **Yes** **No**

Vacant: ____ **Abstentions:** _____

2015074 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE ASSESSED UNDER THE NAME OF BLACKSTAR THUNDARR
GRID: 134689-6162-09-168737-0000

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 (Yes) 0 (No)

Absent: 1 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015074 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE ASSESSED UNDER THE NAME OF BLACKSTAR THUNDARR
GRID: 134689-6162-09-168737-0000

Date: March 9, 2015

BUDGET, FINANCE, & PERSONNEL

RESOLUTION NO. 2015075

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF DOVER
ASSESSED UNDER THE NAME OF DAVIDSON CHARLES A II
GRID: 132600-7264-00-280072-0000

Legislators SURMAN, BORCHERT, FLESLAND, NESBITT, SAGLIANO, JETER-JACKSON, and FARLEY offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Dover assessed to Davidson Charles A II for the levy year 2011 and described as Grid No 132600-7264-00-280072-0000 amounting to $65.45 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 in the Office of the Dutchess County Clerk, July 15, 2014, Document # 02 2014 4088, and

WHEREAS, the sum of $50.00 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 Rourk D Traynor, 338 State Road 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-036-15
HS:CM:me
2/16/2015

Fiscal Impact: None

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: ____ **Resolution:** ____ **Total :** _____ _____

Absent: ____ **Motion:** ____ **Yes** **No**

Vacant: ____ **Abstentions:** _____

2015075 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF DOVER ASSESSED UNDER THE NAME OF DAVIDSON CHARLES A II
GRID: 132600-7264-00-280072-0000

Date: March 5, 2015

Roll Call Sheets

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

Present: 24 **Resolution:** ✓ **Total :** 24 0

Absent: 1 **Motion:** ___ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2015075 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF DOVER ASSESSED UNDER THE NAME OF DAVIDSON CHARLES A II
GRID: 132600-7264-00-280072-0000

Date: March 9, 2015

Dutchess County Legislature

PROCLAMATION:
IN RECOGNITION AND SUPPORT
OF THE AMERICAN CANCER SOCIETY DAFFODIL DAYS

Legislator ROLISON offers the following and moves its adoption:

WHEREAS, 29 people in Dutchess County are diagnosed with cancer each week and 10 will not survive, and

WHEREAS, the American Cancer Society is a tremendous community partner, dedicated to eliminating cancer as a major health problem by helping people get well, stay well, by finding cures, and by fighting back, and

WHEREAS, the Society-Funded Researchers work day in and day out to find cancer's causes and cures, and

WHEREAS, the American Cancer Society brings together over 1,500 volunteers and participants in five Relay For Life communities in Dutchess County to celebrate survivorship, remember those lost, and fight back against the disease, and

WHEREAS, the American Cancer Society provides critical services through its Road to Recovery, Look Good Feel Better, and Free Wig Programs to Dutchess County residents who are fighting a cancer diagnosis, and

WHEREAS, the American Cancer Society offers cost-free lodging through a nationwide network of Hope Lodge locations, providing patients a free place to stay when their treatment is not close to home, and

WHEREAS, daffodils are a symbol of cheer and hope to millions of people affected by cancer, as well as a symbol of spring, and the American Cancer Society's Daffodil Days campaign works to fund critical programs in our communities, now, therefore, be it

RESOLVED, that the American Cancer Society provides valuable services to patients and their families in Dutchess County to help them get well after a cancer diagnosis, including transportation, lodging, information, and support, and, be it further

RESOLVED, that the Dutchess County Legislature urges all citizens of Dutchess County to join with the American Cancer Society in supporting its lifesaving mission to eliminate cancer as a major health problem by fighting for every birthday threatened by every cancer in every community.

STATE OF NEW YORK Resolution No. 2015076

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature

PROCLAMATION:
RECOGNIZING MARCH 14 AS MATH RECOGNITION DAY

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

WHEREAS, March 14 is observed as Pi Day since 3, 1, and 4 are the first three significant digits of Π, the symbol for the ratio of the circumference of a circle to its diameter in decimal form, which continues to infinity without repeating, and

WHEREAS, March 14 has been proclaimed as Math Recognition Day to commemorate the mathematical constant Π (Pi) that has been studied throughout history, and is central in mathematics as well as science and engineering, and

WHEREAS, mathematics and science are a critical part of our children's education, and children who perform better in math and science have higher graduation and college attendance rates, and

WHEREAS, aptitude in mathematics, science, and engineering is essential for a knowledge-based society, and

WHEREAS, on March 14 students are recognized for their outstanding work in mathematics, and

WHEREAS, this year poses a once-in-a century event where 3/14/15 represents the first five digits of Pi in perfect order, and 9:26:53 am/pm represents the first 10 digits of Pi in perfect order, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby recognize and proclaim March 14 as Math Recognition Day as part of the annual celebration of Pi Day (Π), and encourages schools and educators to observe the day with appropriate activities that teach students about Pi and encourage the abstract study of mathematics.

Resolution No. 2015077

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature

Commendation:
Beekman Library 50th Anniversary Celebration

Legislator HUTCHINGS offers the following and moves its adoption:

WHEREAS, the Dutchess County Legislature seeks to acknowledge the contributions of entities whose actions serve to enhance the quality of life in Dutchess County, and

WHEREAS, more than 50 years ago, concerned citizens Ellen Rahilly, Mary Hoag, Laura Rough, Gallerana Salvatore, Bernice Dodge, Rudolph Russo, James McCoy, Aurelio D'Avanzo, Richard Vogt, Rudolph Littauer, and Vernon Venable were tasked by then Beekman Town Supervisor David Schoentag to investigate the creation of a library to serve the residents of Beekman, and

WHEREAS, the founding Board of Trustees were Ellen Rahilly, President, Aurelio D'Avanzo, Vice President, Mary Hoag, Treasurer, Laura Rough, Secretary, and Bernice Dodge, Richard Vogt, Lowell Allen, Rudolf Littauer, and Gallerana Salvatore as Trustees, and

WHEREAS, in 1964, the library was incorporated as the Beekman Literary Association by New York State, and the Beekman Reading Center located in the Greenhaven one- room schoolhouse on Rt. 216 opened its doors to residents on June 20, 1965, and

WHEREAS, in 1967, Lee Eaton joined the staff and was appointed Director in 1985, where she remained until her death in 2007, and

WHEREAS, on July 24, 1987, New York State awarded a provisional charter to the Beekman Library, and

WHEREAS, the Library moved locations twice to meet demand for larger quarters over the years and found a permanent home through the efforts of Director Eaton and the members of the Board of Trustees, and the Library was granted a permanent charter by New York State on March 19, 2002, and

WHEREAS, many patrons, staff, and volunteers over the past 50 years have contributed to the success of the Beekman Library which continues to evolve and fulfill its mission to serve the lifelong learning needs of the residents of Beekman, and

WHEREAS, the Beekman Library is celebrating its 50th Anniversary, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate the Beekman Library on their 50th Anniversary and wishes them many years of continued success.

STATE OF NEW YORK

ss: Resolution No. 2015078

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature

Commendation: Robert Allers

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

WHEREAS, the Dutchess County Legislature seeks to acknowledge the contributions of individuals who perform public service for Dutchess County, and

WHEREAS, Robert Allers will be retiring following 40 years in various roles in Dutchess County, including the past eighteen years as Commissioner of Community & Family Services, formerly known as Social Services, and

WHEREAS, Robert Allers began his career with Dutchess County government in 1974 as a caseworker in what was then known as the Adult and Family Services division of the Department of Social Services, later served as Senior Caseworker, and then Supervisor in the Child Protective Services division, and he also worked in various roles in Adult Services until being promoted to Deputy Commissioner in 1993, and in October, 1996, Robert Allers was appointed Commissioner of Social Services, and

WHEREAS, as Commissioner, Mr. Allers has been responsible for oversight of the Department of Community and Family Services (DCFS), Dutchess County's largest department, with an annual operating budget of almost $144 million, and over 350 employees, and

WHEREAS, under Commissioner Allers' leadership, the Dutchess County Department of Community and Family Services has been recognized throughout New York State for its innovation and has served as a Best Practice model by social services districts throughout the State, and Commissioner Allers is a member of the New York Public Welfare Association, serving as the organization's President in 2004, and, in addition, Commissioner Allers and his DCFS team have served on countless committees and workgroups through the State to share their insight and expertise with other county and state officials to develop statewide program initiatives based on Dutchess County pilot programs, and

WHEREAS, among the initiatives and programs that have been developed under Commissioner Allers' leadership are the Coordinated Children's Services Initiative (CCSI), the Child Advocacy Center (CAC) with Child Abuse Prevention Center, Wheels to Work with Dutchess County BOCES, employment services in partnership with the Dutchess County Regional Chamber of Commerce, and expansion of Dutchess County domestic violence services, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all people of Dutchess County, does hereby commend, congratulate, and thank Robert Allers for his many years of dedication serving the government and residents of Dutchess County, and, be it further

RESOLVED, that the Dutchess County Legislature hereby extends it best wishes to Robert Allers in his retirement and offers their best wishes in all his future endeavors.

STATE OF NEW YORK Resolution No. 2015079

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature

Commendation: Joan Van Tassell

Legislator PULVER offers the following and moves its adoption:

WHEREAS, the Dutchess County Legislature seeks to acknowledge the contributions of those individuals and entities whose actions serve to enhance the quality of life in Dutchess County, and

WHEREAS, Joan Van Tassell graduated from Arlington High School and went on to graduate from Vassar Brothers Hospital School of Nursing in 1956, and began working at Vassar Brothers Medical Hospital, and

WHEREAS, in 1965 Joan joined the Millbrook Ambulance Corp., and in 1974 when the Millbrook Ambulance Corp. became the Millbrook Fire Department Rescue Squad, Joan also became a member of the fire department, and

WHEREAS, Joan continued to serve on the Millbrook Rescue Squad, serving as 2nd Lieutenant in 1977, and was elected Captain in 1978, and in 1985, became a Life member of the Millbrook Rescue Squad after 20 years of active service, then in 1991 was elected Assistant Chief of Rescue, a position she held until 1998, and

WHEREAS, in 1986 Joan was recognized by the Dutchess County EMS Council and Vassar Brothers Hospital as an EMT/RN, and in 1993 was awarded the Community Citizen of the Year Award, and the Dutchess County Volunteer Fireman's Association Earl Laffin Memorial Award, and

WHEREAS, Joan is a former treasurer of the Dutchess County Ambulance Association and former Dutchess County EMS Council Representative to the Hudson Valley EMS Council where she continues to serve as a delegate from the Millbrook Rescue Squad, and

WHEREAS, in 1999 Joan became a Life Member of the Millbrook Fire Department following 25 years of active service, and in 2005 received the Michael Quinn leadership award from the Dutchess County EMS Council, and is a 25-year member of the Union Vale Grange, and

WHEREAS, in 2010 Joan reached 45 years of active service with the Millbrook Rescue Squad, and during her years with the Millbrook Rescue Squad was instrumental in them becoming the first volunteer squad in Dutchess County to become New York State Certified, the first squad to become AED certified, and the first squad to become Cold Water Rescue certified, and

WHEREAS, Joan was the recent recipient of the Augustine Rotunno Life-Time Achievement Award from the Millbrook Fire Department, and

WHEREAS, the Dutchess County Legislature wishes to acknowledge and thank Joan Van Tassell for her years of dedication in helping our community, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend, congratulate, and thank Joan Van Tassell for her countless hours of service to our community and its best wishes in all of her future endeavors.

STATE OF NEW YORK

ss: Resolution No. 2015080

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature

Commendation: Reggie Burch

Legislator ROMAN offers the following and moves its adoption:

WHEREAS, the Dutchess County Legislature seeks to acknowledge the contributions of those individuals and entities whose actions serve to enhance the quality of life in Dutchess County, and

WHEREAS, there are approximately 5,000 local Senior Nutrition Programs in the United States, and

WHEREAS, Meals on Wheels programs collectively serve 1 million meals to seniors each day, 2.5 million seniors served each year, and more than 500,000 military veterans each year, and

WHEREAS, more than 2 million volunteers across the country make delivering more than just a meal possible, with Reggie Burch being one such volunteer, and

WHEREAS, Meals on Wheels of Wappingers Falls has just celebrated their 40th Anniversary, and Reggie Burch has brought many meals to seniors for the last 22 years, and is now retiring from service, and

WHEREAS, March is also designated as the March for Meals Celebration which mobilizes local Meals on Wheels programs to reach out to the community to build support for the program, and

WHEREAS, the Dutchess County Legislature wishes to acknowledge and thank Reggie Burch for his countless hours of service to Meals on Wheels of Wappingers Falls, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend, congratulate, and thank Reggie Burch for his many hours of volunteer service, and does hereby extend its best wishes in all of his future endeavors.

STATE OF NEW YORK Resolution No. 2015081

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature

Commendation: Jean McHugh

Legislator ROMAN offers the following and moves its adoption:

WHEREAS, the Dutchess County Legislature seeks to acknowledge the contributions of those individuals and entities whose actions serve to enhance the quality of life in Dutchess County, and

WHEREAS, there are approximately 5,000 local Senior Nutrition Programs in the United States, and

WHEREAS, Meals on Wheels programs collectively serve 1 million meals to seniors each day, 2.5 million seniors served each year, and more than 500,000 military veterans each year, and

WHEREAS, more than 2 million volunteers across the country make delivering more than just a meal possible with Jean McHugh being one such volunteer, and

WHEREAS, Meals on Wheels of Wappingers Falls has just celebrated their 40th Anniversary and Jean McHugh has brought meals to seniors for the last 20 years and is now retiring from service at the age of 85, and

WHEREAS, Jean has volunteered for many other civic endeavors including the Mount Alvernia Retreat Center, and

WHEREAS, March is also designated as the March for Meals Celebration which mobilizes local Meals on Wheels programs to reach out to the community to build support for the program, and

WHEREAS, the Dutchess County Legislature wishes to acknowledge and thank Jean McHugh for her countless hours of service to Meals on Wheels of Wappingers Falls, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend, congratulate, and thank Jean McHugh for her many hours of volunteer service, and does hereby extend its best wishes in all of her future endeavors.

STATE OF NEW YORK Resolution No. 2015082

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of March 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of March 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LAID ON DESKS 3/9/15
Government Services
Discussion Only 4-9-15

RESOLUTION NO. 2015083

RE: LOCAL LAW NO. 4 OF 2015, A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM IN DUTCHESS COUNTY

Legislators TYNER, FLESLAND, SAGLIANO, PULVER, FARLEY, IGNAFFO, JETER-JACKSON, JOHNSON, PERKINS, STRAWINSKI and MACAVERY offer the following and move its adoption:

RESOLVED, that the Legislature of the County of Dutchess adopt Local Law No. 4 of 2015 which has been submitted this day for consideration by said Legislature.

CA-050-15
JMF/kvh/G-0179
2/19/15

Fiscal Impact: None

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 6/1/2015

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 11th day of May 2015, 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 11th day of May 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. 4 2015

RE: LOCAL LAW NO. OF 2015, A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM IN DUTCHES COUNTY

Be it enacted by the County of Dutchess as follows:

Section 1. This local law shall be known as the "Energize NY Benefit Financing Program," to read as follows:

ARTICLE I

Section 1. Legislative findings, intent and purpose, authority.

A. It is the policy of both the County and the State of New York to achieve energy efficiency and renewable energy goals, reduce greenhouse gas emissions, mitigate the effect of global climate change, and advance a clean energy economy. The County of Dutchess finds that it can fulfill this policy by providing property assessed clean energy financing to property owners for the installation of renewable energy systems and energy efficiency measures. This chapter establishes a program that will allow the Energy Improvement Corporation ("EIC"), a local development corporation, acting on behalf of the County to make funds available to qualified property owners that will be repaid by such property owners through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this chapter and fulfilling an important public purpose.

B. The County of Dutchess is authorized to implement this Energize NY Benefit Financing Program pursuant to Article 5-L of the New York General Municipal Law.

C. This local law shall be known and may be cited as the "Energize NY Benefit Financing Program Law of the County of Dutchess".

Section 2. Definitions

For purposes of this local law/chapter, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

Authority – The New York State Energy Research and Development Authority, as defined by subdivision two of section eighteen hundred fifty-one of the public authorities law, or its successor.

EIC – the Energy Improvement Corporation, a local development corporation, duly organized under section fourteen hundred eleven of the Not-For-Profit Corporation Law, authorized hereby on behalf of the County implement the Energize NY Benefit Financing Program by providing funds to qualified property owners (as defined in this chapter) and providing for repayment of such funds from monies collected by the County tax collector as a charge to be levied on the real property and collected in the same manner and same form as the County taxes.

Energy Audit – A formal evaluation or "assessment" of the energy consumption of a permanent building or structural improvement to real property, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of identifying appropriate energy efficiency improvements that could be made to the property.

Energy Efficiency Improvement – Any renovation or retrofitting of a building to reduce energy consumption, such as window and door replacement, lighting, caulking, weather stripping, air sealing, insulation, and heating and cooling system upgrades, and similar improvements, determined to be cost-effective pursuant to criteria established by the Authority, not including lighting measures or household appliances that are not permanently fixed to real property.

Qualified Property Owner – An owner of residential or commercial real property located within the boundaries of the County that is determined to be eligible to participate in the Energize NY Benefit Financing Program under the procedures for eligibility set forth under this chapter.

Renewable Energy System – An energy generating system for the generation of electric or thermal energy, to be used primarily at such property, by means of solar thermal, solar photovoltaic, wind, geothermal, anaerobic digester gas-to-electricity systems, fuel cell technologies, or other renewable energy technology approved by the Authority not including the combustion or pyrolysis of solid waste.

Renewable Energy System Feasibility Study – A written study, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of determining the feasibility of installing a renewable energy system.

Section 3. Establishment of an Energize NY Benefit Financing Program

A. An Energize NY Benefit Financing Program is hereby established by the County whereby EIC acting on its behalf, may provide funds to

Qualified Property Owners in accordance with the procedures set forth under this chapter, to finance the acquisition, construction and installation of Renewable Energy Systems and Energy Efficiency Improvements and the verification of the installation of such systems and improvements.

B. The funds provided shall not exceed the lesser of ten percent of the appraised value of the real property where the Renewable Energy Systems and/or Energy Efficiency Improvements will be located, or the actual cost of installing the Renewable Energy Systems and/or Energy Efficiency Improvements, including the costs of necessary equipment, materials, and labor and the cost of verification of such systems and improvements.

Section 4. Procedures for eligibility

A. Any property owner in the County may submit application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and at the County Website.

B. Every application submitted by a property owner shall be reviewed by EIC acting on behalf of the County, which shall make a positive or negative determination on such application based upon the criteria for making a financing enumerated in subsection A of section 5 of this chapter. EIC may also request further information from the property owner where necessary to aid in its determination.

C. If a positive determination on an application is made by EIC acting on behalf of the County, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Energize NY Benefit Financing Program in accordance with the procedure set forth under section 6 of this chapter; provided that in no case shall a property owner that has received funds from another municipal corporation for the acquisition, construction and installation of Energy Efficiency Improvements and/or Renewable Energy Systems be deemed a Qualified Property Owner.

Section 5. Application criteria

A. Upon the submission of an application, EIC acting on behalf of the County, shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:

1. The proposed Energy Efficiency Improvements and/or Renewable Energy Systems are determined to be cost effective by the Authority;
2. The proposed Energy Efficiency Improvements and/or Renewable Energy Systems will generate an estimated annual cost savings greater than the annual charge payments;

3. Sufficient funds are available to provide to the property owner;
4. The property owner is current in payments on any existing mortgage;
5. The property owner is current in payments on any existing real property taxes and has been current on real property taxes for the previous three years; and
6. Such additional criteria, not inconsistent with the criteria set forth above, as the County, or EIC acting on its behalf, may set from time to time.

Section 6. Opt-in, Energize Finance Agreement

A. A Qualified Property Owner may participate in the Energize NY Benefit Financing Program through the execution of an Energize Finance Agreement made by and between the Qualified Property Owner and EIC, acting on the behalf of the County.

B. Upon execution of the Energize Finance Agreement, the Qualified Property Owner shall be eligible to receive funds from EIC acting on behalf of the County, for the acquisition, construction, and installation of qualifying Renewable Energy Systems and Energy Efficiency Improvements; provided the requirements of section 7 of this chapter have been met.

C. The Energize Finance Agreement shall include the terms and conditions of repayment set forth under section 8 of this chapter.

Section 7. Energy audit, renewable energy system feasibility study

A. No funds shall be made available for Energy Efficiency Improvements unless determined to be appropriate through an Energy Audit as defined in Section 2.

B. No funds shall be made available for a Renewable Energy System unless determined to be feasible through a Renewable Energy System Feasibility Study as defined in Section 2.

C. The cost of such Energy Audit and/or Renewable Energy System Feasibility Study shall be borne solely by the property owner but may be included in the financed amount if the work is approved.

Section 8. Terms and conditions of repayment

The Energize Finance Agreement between the Qualified Property Owner and EIC acting on behalf of the County, shall set forth the terms and conditions of repayment in accordance with the following:

A. The principal amount of the funds paid to the Qualified Property Owner hereunder, together with the interest thereon, shall be paid by the property owner as a charge on their real property tax bill and shall be levied and collected at the same time and in the same

manner as County taxes, provided that such charge shall be separately listed on the tax bill. The County, shall make payment to EIC or its designee in the amount of all such separately listed charges within 30 days of the County real property tax due date.

B. The term of such repayment shall be determined at the time the Energize Finance Agreement is executed by the property owner and EIC, provided that in no case shall the term exceed the weighted average of the useful life of the systems and improvements as determined by EIC acting on behalf of the County.

C. The rate of interest for the charge shall be fixed by EIC acting on behalf of the County at the time the Energize Finance Agreement is executed by the property owner and EIC.

D. The charge shall constitute a lien upon the real property benefited by the Energize NY Benefit Financing Program and shall run with the land. A transferee of title to the benefited real property shall be required to pay any future installments, including interest thereon.

Section 9. Verification and report

A. EIC shall be responsible for verifying and reporting to the County on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by such program.

B. The County shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Energize NY Benefit Financing Program in such form and manner as the Authority may establish.

Section 2. This local law shall take effect upon filing with the Secretary of State.

The foregoing Resolution No. 2015083, Local Law No. 4 of 2015, was laid on desks on March 9, 2015, offered for discussion only in Government Services and Administration on April 9, and considered on May 11, 2015.

Roll call vote at that time resulted as follows:

AYES: 23

NAYS: 0

ABSENT: 2 Johnson and Amparo

Resolution adopted.

The County Executive held a public hearing on the foregoing Local Law on May 28, 2015, and signed it into Law on June 1, 2015. The effective date of the Local Law was June 8, 2015.

Government Services and Administration Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 12 - Town of East Fishkill	Weiss (VC)		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio		
District 20 - Town of Red Hook	Strawinski		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman (C)		

Present: 11 **Resolution:** ✓ **Total :** 11 Yes 0 No

Absent: 1 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015083 A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM IN DUTCHESS COUNTY

Date: May 7, 2015

Roll Call Sheets

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

Present: 23 **Resolution:** ✓ **Total :** ✓ 0

Absent: 2 **Motion:** ____ Yes No

Vacant: 0 **Abstentions:** 0

2015083 A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM IN DUTCHESS COUNTY

Date: May 11, 2015

LAID ON DESKS 3/9/15

RESOLUTION NO. 2015084

RE: LOCAL LAW NO. 3 OF 2015, A LOCAL LAW ALLOWING FOR THE SALE OF SPARKLING DEVICES AS DEFINED IN NEW YORK STATE PENAL CODE SECTION 270

Legislators BORCHERT, SAGLIANO, PULVER, WEISS, KELSEY, and AMPARO offer the following and move its adoption:

RESOLVED, that the Legislature of the County of Dutchess adopt Local Law No. 3 of 2015 which has been submitted this day for consideration by said Legislature.

CA-054-15
CAB/kvh/G-1630
03/06/2015

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 5/7/2015

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 13th day of April 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. 3 2015

A LOCAL LAW ALLOWING FOR THE SALE OF SPARKLING DEVICES AS DEFINED IN NEW YORK STATE PENAL CODE SECTION 270

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

Section 1. Legislative Intent

A. Whereas on November 21, 2014, Governor Cuomo signed into law Chapter 477 of the Laws of 2014 (S.7888/A10141).
B. Whereas this legislation amended the State Penal Law, the Executive Law and the General Business Law placing further restrictions on dangerous fireworks while at the same time recognizing that certain fireworks should not be labeled dangerous when they pose little to no danger to the public and by labeling them dangerous only restricts business and personal use.
C. Whereas the Governor signed this version of the legislation into law in part due to its strong home rule authority, only allowing for the sale and use of "sparkling devices" in municipalities that affirmatively enact a local law authorizing such action.
D. Whereas in keeping with Chapter 477 of the Laws of 2014, and Penal Law Section 405 (5) (b), this Legislature further finds and determines that "sparkling devices" may be sold, distributed and used within Dutchess County only in the manner described below.
E. Whereas, this Legislature finds that allowing our residents the use of "sparkling devices" will benefit them and our local businesses.

Section 2. Definitions

"Sparkling Devices" are defined as follows:

"Sparkling Devices" which are ground-based or hand-held devices that produce a shower of white, gold, or colored sparks as their primary pyrotechnic effect. Additional effects may include a colored flame, an audible crackling effect, an audible whistle effect, and smoke. These devices do not rise into the air, do not fire inserts or projectiles into the air, and do not explode or produce a report (an audible crackling-type effect is not considered to be a report). Ground-based or hand-held devices that produce a cloud of smoke as their sole pyrotechnic effect are also included in this category. Types of devices in this category include:

(1) cylindrical fountain: cylindrical tube containing not more than seventy-five grams of pyrotechnic composition that may be contained in a different shaped exterior such as a square, rectangle, cylinder or other shape but the interior tubes are cylindrical in shape. Upon ignition, a shower of colored sparks, and sometimes a whistling effect or smoke, is produced. This device may be provided with a spike for insertion into the ground (spike fountain), a wood or plastic base for placing on the ground (base fountain), or a wood or cardboard handle to be hand held (handle fountain). When more than one tube is mounted on a common base, total pyrotechnic composition may not exceed two hundred grams, and when tubes are securely attached to a base and the tubes are separated from each other on the base by a distance of at least half an inch (12.7 millimeters), a maximum total weight of five hundred grams of pyrotechnic composition shall be allowed.

(2) cone fountain: cardboard or heavy paper cone containing not more than fifty grams of pyrotechnic composition. The effect is the same as that of a cylindrical fountain. When more than one cone is mounted on a common base, total pyrotechnic composition may not exceed two hundred grams, as is outlined in this subparagraph.

(3) wooden sparkler/dipped stick: these devices consist of a wood dowel that has been coated with pyrotechnic composition. Upon ignition of the tip of the device, a shower of sparks is produced. Sparklers may contain up to one hundred grams of pyrotechnic composition per item.

(4) novelties which do not require approval from the United States department of transportation and are not regulated as explosives, provided that they are manufactured and packaged as described below:

(a) party popper: small devices with paper or plastic exteriors that are actuated by means of friction (a string or trigger is typically pulled to actuate the device). They frequently resemble champagne bottles or toy pistols in shape. Upon activation, the device expels flame-resistant paper streamers, confetti, or other novelties and produces a small report. Devices may contain not more than sixteen milligrams (0.25 grains) of explosive composition, which is limited to potassium chlorate and red phosphorus. These devices must be packaged in an inner packaging which contains a maximum of seventy-two devices.

(b) snapper: small, paper-wrapped devices containing not more than one milligram of silver fulminate coated on small bits of sand or gravel. When dropped, the device explodes, producing a small report. Snappers must be in inner packages not to exceed fifty devices each, and the inner packages must contain sawdust or a similar, impact-absorbing material.

By enacting this Local Law, this Legislature specifically excludes "sparkling devices" from the definition of "fireworks" and "dangerous fireworks" as those terms are defined in New York State Penal Law Section 270 (1).

Section 3. Sale, Distribution and Use of Sparkling Devices

A. This Legislature hereby determines that the sale and distribution of sparkling devices within Dutchess County is permitted in accordance with New York State Executive Law Section 156-h and General Business Law Section 392-j.
B. Only persons over the age of eighteen (18) years old may purchase sparkling devices.
C. All persons who use sparkling devices shall do so in accordance with all applicable federal, state and local laws, rules and regulations.

Section 4. Separability

If any part of or provisions of this law, or the application thereof to any person or circumstance, shall be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part of or provision of, or application directly involved in the controversy in which such the remainder of this law, or the application thereof to other persons or circumstances.

Section 5. Effective Date

This law shall take effect immediately upon filing with the Secretary of State.

PHANTOM FIREWORKS
Distributor of Phantom® and Wolf Pack® Brand Fireworks

Corporate Office:
555 Martin Luther King, Jr. Boulevard • Youngstown, Ohio 44502-1102
Jerry Bostocky, Vice President, Sales

330-746-1064
Fax: 330-746-4410
Web Site: www.fireworks.com
E-mail: Jerrybostocky@fireworks.com

April 9, 2015

Robert G. Rolison
Chairman, Dutchess County Legislature
Dutchess County Legislature
15 Ferris Lane
Poughkeepsie, NY 12601

Chairman Rolison and Esteemed Members of the Dutchess County Legislature:

Thank you for taking the time to so diligently debate and consider the effects of the proposed local law allowing for the sale of sparklers and sparkling devices. New York is the 47th state to legalize some level of consumer fireworks for sale, so we are not reinventing the wheel here. We at Phantom Fireworks believe that the best public policy is to have these items regulated and out in the open. By enacting this local law, many of your constituents who already travel out of state to purchase larger fireworks will stay right here at home and instead use these safer, smaller devices to help celebrate our nation's independence.

Here are some of the facts on sparklers and sparkling devices:

- The items available for sale will be restricted to 1) handheld, wooden sparklers; 2) fountains which are cylinders or squares that set on the ground and when lit emit a shower of sparks into the air; and 3) novelties, such as party poppers and snappers.
- Aerial and explosive devices, including roman candles, are still illegal in New York.
- The Department of State requires that any venue used for the sale or storage of sparkling devices must be compliant with National Fire Protection Association (NFPA 1124) standards. These are strict standards covering the storage and display of these devices that all retailers must adhere to.
- In addition to meeting specific building codes, every retailer that offers these products for sale is required to register with the state Office of Fire Prevention and Control.
- This legislation will actually improve safety by encouraging New Yorkers to buy their sparklers and sparkling devices in state, thus bypassing the explosive fireworks sold out of state.
- Since 2000, Connecticut, Pennsylvania, Rhode Island, and Vermont have all legalized these specific items.

These are just some of the standards that we must meet, in addition to the ones we set ourselves. All of these products are tested for compliance with federal standards enforced by the U.S. Consumer Product Safety Commission.

Our goal is to have the best products available to help people celebrate in a safe manner. If you ask any of the towns and villages that we operate in now, we try our best to be a good neighbor and we're looking forward to working with you in your communities. We thank you for your willingness to see this proposal through, and we're happy to work with you in the future.

Warmest Regards,

Jerry Bostocky

Jerry Bostocky

The foregoing Resolution No. 2015084, Local Law No. 3 of 2015, was laid on desks on March 9, 2015, and considered on April 13, 2015.

Roll call vote at that time resulted as follows:

AYES:	23	Amparo, Bolner, Borchert, Flesland, Hutchings, Ignaffo, Incoronato, Jeter-Jackson, Johnson, Kelsey, MacAvery, Miccio, Nesbitt, Perkins, Pulver, Rolison, Roman, Sagliano, Strawinski, Surman, Thomes, Tyner, Weiss
NAYS:	2	Farley and Horton
ABSENT:	0	

Resolution adopted.

The County Executive held a public hearing on the foregoing Local Law on April 28, 2015, and signed it into Law on May 7, 2015. The effective date of the Local Law was May 19, 2015.

Government Services and Administration Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*	✓	
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*	✓	
District 10 - City of Poughkeepsie	Jeter-Jackson*	✓	
District 16 - Town of Fishkill and City of Beacon	MacAvery*	✓	
District 12 - Town of East Fishkill	Weiss (VC)	✓	
District 14 - Town of Wappinger	Amparo	✓	
District 17 - Town and Village of Fishkill	Miccio	✓	
District 20 - Town of Red Hook	Strawinski	absent	
District 22 - Towns of Beekman and Union Vale	Hutchings	absent	
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes	✓	
District 24 - Towns of Dover and Union Vale	Surman (C)	✓	

Present: 10 **Resolution:** ✓ **Total :** 10 (Yes) 0 (No)

Absent: 2 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015084 A LOCAL LAW ALLOWING FOR THE SALE OF SPARKLING DEVICES AS DEFINED IN NEW YORK STATE PENAL CODE SECTION 270

Date: April 9, 2015

Roll Call Sheets

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

Present: 25 **Resolution:** ✓ **Total :** 23 2

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015084 A LOCAL LAW ALLOWING FOR THE SALE OF SPARKLING DEVICES AS DEFINED IN NEW YORK STATE PENAL CODE SECTION 270

Date: April 13, 2015

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

Cathy Sapeta, New Yorkers United for Kids, read a resolution regarding common core, attached hereto.

Gwen Tibbles, 14 Barkley Street, Poughkeepsie, spoke in opposition to common core.

Ann Lavale, 43 Plymouth Road, Fishkill, spoke in opposition to common core.

Regina Reilly, 27 Springvale Road, Krugers, New York, urged a resolution in opposition to assisted suicide.

Christopher Zaleski, Wappingers Falls, spoke in opposition to common core.

Laura LiBassi, 6 E Tilden Place, Hopewell Junction, spoke in opposition to common core.

Constantine Kazolias, 47 Noxon Street, spoke in opposition to common core.

Debra Torres-Henning, Judith Drive, Stormville, spoke in opposition to common core and urged further discussions.

Diane Bagdy, 33 Villa Drive, Peekskill, spoke in opposition to common core.

Joy Godin, Dover Plains, urged the Legislature to repeal common core.

Fred Bunnell, Poughkeepsie, spoke regarding criminal justice and programs for the 80 percent of the jail inmates that were mentally ill or substance abusers.

Darrett Roberts, 148 Franklin Street, Poughkeepsie, spoke regarding the need for treatment centers to keep youth out of jail in the future. He urged more funding for public education.

Emanual Molinaro, East Fishkill, spoke in opposition to common core.

Tom Mosh, Wappingers Falls, spoke about fathers being alienated in family court. He also spoke on domestic violence and asked why there weren't shelters for men.

No one else wishing to speak, on motion by Legislator Miccio, 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 9:00 p.m.

Resolution No. ____ **Ver03_01**

Supporting the Passage of New York State Assembly Bill A05142 (2015) and Supporting The Reintroduction and Passage of a Companion Bill in the Senate, An Act To Amend The Education Law, In Relation To The Common Core State Standards Initiative And The Race To The Top Program Referred to

WHEREAS, Assembly Bill 05142 has been introduced 2015 Legislative Session which amends Education Law Section 116 to discontinue implementation of the Common Core State Standards developed by the Common Core State Standards Initiative and declares any action taken to adopt or implement the common core state standards void; and

WHEREAS, in 2009 and 2010, New York State was offered the chance to compete for education funding through the unconstitutional "Race to the Top" program created by the U. S. Department of Education ("ED"); and

WHEREAS, the 10th Amendment of the Constitution for the United States of America specifically states, "The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people"; and

WHEREAS, the powers delegated to the federal government according to the United States Constitution are enumerated in Article I, Section 8, and nowhere in this section of the Constitution is education mentioned, meaning matters regarding education are the purview of the states or the people, not the federal government; and

WHEREAS, the only way to achieve a score in the "Race to the Top" competition sufficient to qualify for funding was to agree to "participation in a consortium of States that is working toward jointly developing and adopting a common set of K-12 standards"; and

WHEREAS, the consortium is an unconstitutional interstate compact that was not approved by Congress, in violation of the Compact Clause of the U.S. Constitution, Article I, Section 10, Clause 3; and

WHEREAS, the only such "common set of K-12 standards" existent at that time, or since, is known as the Common Core State Standards Initiative ("CCSSI"), which was developed without a grant of authority from any state; and

WHEREAS New York State was required to submit its "Race to the Top" Application for Phase 1 in January 2010 and for Phase 2 in May 2010; however the CCSSI were not released until June of 2010 meaning that New York State committed to the CCSSI before they were written; and

WHEREAS, local education officials, school leaders, teachers, and parents were not included in the discussion, evaluation and preparation of the CCSSI standards that would affect students in this State; and

WHEREAS, the National Assessment of Educational Progress national test already exists and allows comparisons of academic achievement to be made across the states, without the necessity of imposing national standards, curricula, or assessments; and

WHEREAS, imposing a set of national standards is likely to lead to the imposition of a national curriculum and national assessment upon the various states, in violation of the General Education Provisions Act, the Elementary and Secondary Education Act; and the Department of Education Organization Act; and

WHEREAS, "Race to the Top" funding for states is limited; $350 million for consortia to develop new assessments aligned with the CSCSI standards will not cover the entire cost of overhauling fifty state accountability systems, which includes implementation of standards and testing and associated professional development and curriculum restructuring; now, therefore be it

RESOLVED, that the _____ County Legislature emphatically urges New York state lawmakers to support the passage of New York State Assembly bill A05142 and re-introduce and support the passage of a Senate companion bill to discontinue the implementation of the Common Core State Standards developed by the Common Core State Standards Initiative which interfere with State, local and parental control of K-12 education; and, be it further

RESOLVED, that the _____ County Legislature urges the New York State Legislature to call for and fund an independent state-based approach to the improvement of the education system in New York; and, be it further

RESOLVED, the Clerk of the _____ County Legislature shall forward copies of this resolution to Governor Andrew Cuomo, Assembly and Senate Majority and Minority Leaders, Assembly and Senate Education Committee Chairmen, and all _____ County elected New York State Assemblymen and Senators.

ADOPTED BY THE FOLLOWING VOTE:

AYES: NOES:

COMMON CORE (CC) Myths versus Facts

From TruthinAmericanEducation.com

***Myth*: The Common Core standards are rigorous and will make our children "college-ready."**

Fact: Even the Fordham Institute, a proponent of CC, admits that several states had standards superior to CC and that many states had standards at least as good. **CC has been described as a "race to the middle."** And as admitted by one drafter of the CC math standards, **CC is designed to prepare students for a nonselective two-year community college, not a four-year university.**

James Milgram, the **only mathematician** on the **CC Validation Committee,** said that the CC math standards will place our students about **two years behind their counterparts in high-performing countries.** Dr. Sandra Stotsky, an expert in English education, said that CC's English language arts standards consist of "**empty skill sets . . . [that] weaken the basis of literary and cultural knowledge needed for authentic college coursework.**" She also suspects from her analysis of work done so far on the standards that the **reading level deemed sufficient for high-school graduation will be at about the 7th-grade level.** And CC revamps the American model of classical education to resemble a European model, which de-emphasizes the study of creative literature and places students on "tracks" (college vs. vocational) at an early age.

***Myth*: We need common standards to be able to compare our students' performance to that of students in other states.**

Fact: If we want to do that, we already can. In the elementary/middle school years we have the National Assessment of Educational Progress (NAEP) test; in high school we have the SAT and ACT.

***Myth*: Under Common Core, the states will still control their standards.**

Fact: A state that adopts CC **must accept the standards word for word.** It may **not change or delete anything**, and may allow only a small amount (15%) of additional content (won't be covered on the national tests). **CCSS are copyrighted.**

***Myth*: We need common standards to help students who move from state to state.**

Fact: The percentage of students who fit that description is vanishingly small (**less than 2%**); most families move, if at all, within states, not to other states. It is nonsensical to bind our entire education system in a straightjacket to benefit such a small number of students.

KIDS DESERVE *BETTER* THAN *COMMON* CORE

***Myth*: Common Core was a state-led initiative.**

Fact: The CC standards were initiated by private interests in Washington, DC, **without any representation from the states.** Eventually the creators realized the need to present a façade of state involvement and therefore enlisted the National Governors Association (NGA) (**a trade association that doesn't include all governors**) and the Council of Chief State School Officers (CCSSO), another **DC-based trade association. Neither of these groups had a grant of authority from any particular state or states to write the standards. The bulk of the creative work was done by Achieve, Inc., a DC-based nonprofit** that includes many progressive education reformers who have been advocating national standards and curriculum for decades. Massive funding for all this came from private interests such as the Gates Foundation.

***Myth*: The federal government is not involved in the Common Core scheme.**

Fact: The US Department of Education (USDE) was deeply involved in the meetings that led to creation of Common Core. Moreover, it has poured **$350 million dollars** into the two consortia: Partnership for Assessment of Readiness for College and Careers (**PARCC**) and Smarter Balanced Assessment Consortium (**SBAC**) that have created the national tests that will align with CC. USDE is acting as the enforcer to herd states into the scheme (see next myth).

***Myth*: States that adopted CC did so voluntarily, without federal coercion.**

Fact: Most states that adopted CC did so to be eligible to compete for federal Race to the Top funding. To have a chance at that money, recession-racked states agreed to adopt the CC standards and the aligned national tests sight unseen. In addition, the Obama Administration **tied No Child Left Behind waivers to CC adoption, making it very difficult for a state to obtain a waiver without agreeing to accept CC.**

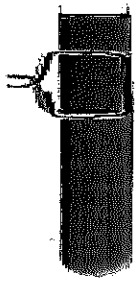
Myth: The Common Core standards are "internationally benchmarked."

Fact: No, information was presented to the Validation Committee to show how CC stacked up against standards of other high-achieving countries. In fact, the CC establishment **no longer claims** that the standards are **"internationally benchmarked"** – the website now states that they are **"relevant to the real world".**

New Yorkers United for Kids

Common Core : Where the taxpayer is the piggy bank

and the kids are the guinea pigs.



www.nyunited4kids.com

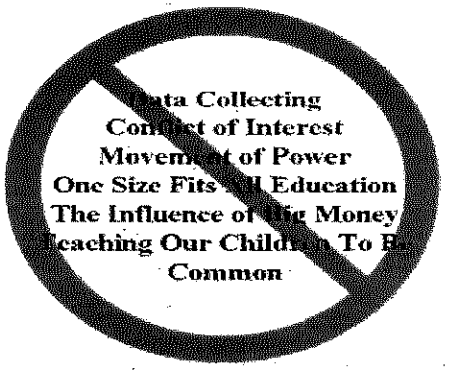
@CeaseCommonCore

Contact us:
info@nyunited4kids.com

New Yorkers United for Kids

Bring education back to a local control.

CCSSI needs full Repeal. NY had it for 2 years. IT **WILL NEVER WORK.** It is fundamentally flawed.



- Moves control of school curriculum from the local schools and states to the federal level.
- Most states adopted CCSS to be eligible for federal Race to the Top funding (RttT) or No Child Left Behind waivers.
- 15% of additional content that can be added by states won't be covered on the national tests. States were asked to accept the standards in late 2009 before they were even published in March 2010.
- Despite the number of standardized tests that will be implemented—CCSS has not been tested and there is no empirical evidence that new standards will improve student achievement.
- Two Members of the Common Core Validation Committee did not sign off on CCSSI because they considered the English and Math standards to be poor.
- $350 million: The amount from USDE funds to create standardized texts.

(Courtesy for As a Mom www.asamom.org)

www.nyunited4kids.com

The Race to the Top grants (RttT) associated with Common Core ***violate family privacy*** by "data mining" information about students that will follow them the rest of their lives. The information collected is more than just test scores and academic progress. Common Core will track information on religious practices, political beliefs, income, parent's education background, whether you own or rent a house, bus stops (arrival times and drop off), medical (diseases, illnesses and other health conditions, etc. There will be over **400 data points collected on your child** and this is **NOT** voluntary.

How is this possible you ask? It's possible because of the prerequisites for RttT. In order for states to compete for money, each state needed to implement a SLDS (Statewide Longitudinal Database System) in order to qualify. New York complied and was presented an additional $135M.

Did you know that the tracking involves gathering information on children AND teachers?

Did you know that New York State Law requires the US and NY State Constitution to be taught in schools?
Did you know that school workers are supposed to take an oath to uphold the constitution?

Did you know that Bill Gates, the principal funder, says Common Core will take 10 years to experiment? And his kids don't go to Common Core schools.

With APPR less teaching occurs and more testing. Exercise your right to REFUSE THE Standardized Tests.

Common Core sorts our children!

Want to help? Need Support? Call us at 914-364-6242
StartTakingActionToolKit
www.TruthinAmericanEducation.com

Articles, Videos, Whitepapers:
www.nyunited4kids.com

Become knowledgeable and pass information to others. Start a citizens action group.

Read and distribute documents and use information as talking points.

Call, write and meet with elected local, state, and school board. At school board meetings deliver 3 minute speech on why you oppose CC during the new business agenda.

Write letters to the editors.

Register to vote, Invite a friend, Carry Voter registration forms, Hold Town Hall Forums.
Call 914-364-6242 for support.