

**REGULAR MEETING**

**DELAWARE COUNTY BOARD OF SUPERVISORS**

**SEPTEMBER 26, 2007**

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, September 26, 2007 at 1:00 P.M. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, Chairman James E. Eisel, Sr. presiding.

The Assistant Clerk called the roll and all Supervisors were present except Mr. DuMond, Mr. Bachler and Mr. Shelton.

Chairman Eisel announced that Clerk of the Board Christa Schafer was attending the funeral of her father and Assistant Clerk of the Board Lori Koronowski would be filling in.

Mr. Donnelly offered the invocation.

Ms. Molé led the Board in the Pledge of Allegiance to the Flag.

The minutes of the previous meeting were accepted as presented.

The Assistant Clerk reported that all communications received have been referred to their respective committees for review.

Chairman Eisel introduced town of Stamford Deputy Supervisor Floyd Many and stated that Mr. Many will be attending the meetings to keep the town of Stamford informed.

For Standing Committee Reports, Public Works Committee Chairman Leonard Utter said the Department of Public Works is in the process of paving and installing six miles of guardrail on County Rte. 7 also known as Cat Hollow. The road could be opened by the end of October or early November.

Mr. Utter noted that Bridge 7-2, the second bridge located on County Rte. 7 coming from the Sullivan County line, is currently open and considered safe. Presently, a decision has not been made as to whether or not the bridge will be replaced.

Mr. Homovich stated that Holiday Brook in the town of Colchester is still under a state of emergency and should only be used by residential traffic. He advised, that in the interest of public safety, tickets will be issued to anyone who does not belong on the road.

Chairman Eisel granted privilege of the floor to Mr. Utter who introduced Commissioner

of Watershed Affairs Dean Frazier.

Commissioner Frazier discussed the Coalition of Watershed Towns (CWT) and Worcester Creameries Corporation, aka Mountainside Dairies, lawsuit against the Department of Environmental Protection. In this suit, New York City (NYC) claimed that they were not responsible for covering long-term operation, maintenance and equipment replacement costs associated with private waste water treatment plants regulatory upgrades. The Judge ruled against NYC stating that NYC is “responsible for all costs associated with the filtration avoidance measures.”

This is good news for Mountainside Dairies and for the other five privately owned waste water treatment plant systems in Delaware County. Commissioner Frazier stated this was a good example of how the CWT can and does serve the interests of the watershed. He advised that he has five copies of the ruling with him if someone would like to have a copy.

Mr. Utter said that for almost ten years now NYC has been challenging the town of Middletown over the assessment of their sewer plant. It costs thousands of dollars to challenge NYC and the cost was picked up by the Catskill Watershed Corporation (CWC) Tax Consultant Fund. Mr. Utter noted that it is finally over and the Judge voted in favor of the town of Middletown.

As Vice Chairman of the CWT Executive Committee, Mr. Meredith commented that the Mountainside Dairies litigation was a big win for Delaware County. He referenced the CWC Tax Consultant Fund noting that it is important to keep it funded to ensure that CWT has the financial ability to fight these issues. He pointed out that these are just a few examples of how the CWT dues are spent.

Mr. Utter advised that the CWC Tax Consultant Fund is in need of financial support. He said that NYC is obligated to pay its assessments on property purchased in the watershed for twenty years but, his biggest fear is that after those twenty years are up NYC will begin to challenge one assessment after the other.

In response to Mr. Utter, Mr. Donnelly remarked that NYC could begin challenging assessments sooner than twenty years based on when they began purchasing land in the watershed.

Chairman Eisel stated the importance of supporting the CWT and referenced the Board’s approval of Resolution No. 166 adopted on August 22, 2007 entitled: Support for the Coalition of Towns Lawsuit Against the United States Environmental Protection Agency on Filtration Avoidance Primacy Authority, which provided \$25,000 to support this lawsuit.

Commissioner Frazier announced that Cornell Cooperative Extension and the Watershed Agricultural Council are hosting a conference to discuss the Delaware County Precision Feed

Management Program on October 4<sup>th</sup> and 5<sup>th</sup> at 12:00 P.M. at the Alumni Hall at SUNY Delhi. Any Supervisors interested in attending the conference and tour are welcome and should register with the Department of Watershed Affairs.

Chairman Eisel granted privilege of the floor to Mr. Smith who introduced David Massey to speak about his experiences as a 4-H member. He also introduced Executive Director of Cornell Cooperative Extension Jeanne Darling and Agricultural Program Leader Mariane Kiraly who provided a slide presentation of Cornell Cooperative activities throughout the County.

Mr. Massey spoke about his twelve years with 4-H and commented on the education he gained as a result of the activities he participated in such as: horseback riding, gardening, sewing, camping at 4-H Shankitunk, leadership programs and a trip to the State Fair.

Mr. Massey concluded that growing up as a 4-H member allowed him to meet people throughout the county and to participate in programs and activities that would not otherwise have been available to him.

Mrs. Darling stated October 7<sup>th</sup> - 14<sup>th</sup> celebrates Cornell Cooperative Extension and National 4-H week across New York State.

A slide presentation was given detailing the programs of Cornell Cooperative Extension featuring each town in Delaware County and focusing on activities that include, agricultural competitiveness and profitability, children and youth at risk, economic vitality, environmental protection and enhancement, individual, family and community well-being and nutrition, health and safety.

Mrs. Darling commented on how important it is to have a Supervisor involved with Cornell Cooperative Extension and thanked Mr. Bachler for his contributions as a member of the Cornell Cooperative Extension Board of Directors. She noted that Mr. Bachler has been a member of the Board for eleven years and will be missed in January.

In conclusion, Mrs. Darling thanked the approximately 3,000 volunteers who support these programs in Delaware County and invited everyone to sample the local foods provided from farms in Delaware County at the end of the meeting.

For Standing Committee Reports, Chairman of the Budget Oversight Committee John Meredith advised that New York State (NYS) was offering a Medicaid sales tax swap. He explained that this concept would allow the counties to choose whether to fix their Medicaid payments to a portion of their sales tax revenue payments or to continue to pay the Medicaid payments through the MMIS system at a rate no greater than three percent per year. He advised that the Social Services, Budget Oversight and Finance Committees met to review this concept and determined that the County would be giving NYS more sales tax than it would receive in loss of Medicaid payments. He advised that a decision to accept or decline the offer needed to be

made by the end of September. The Committees agreed that this concept would not work for Delaware County and made the decision to decline.

For Standing Committee Reports, Chairman of Public Safety Committee Joseph Maddalone stated that Terri Theobald had resigned as Probation Director and advised that Scott Glueckert was appointed Provisional Probation Director effective September 27, 2007.

For Standing Committee Reports, Chairman of the Social Services Committee Peter Bracci said that he was outraged by Governor Spitzer's proposed administrative policy change which will allow all New Yorkers the opportunity to apply for state driver's licenses without regard to immigration status. The policy change will allow the Department of Motor Vehicles to accept foreign passports and birth certificates from immigrants as proof of identification for new license application. Mr. Bracci expressed concern that immigrants will no longer need to provide legal status paperwork or a Social Security card. Mr. Bracci called upon the Legislative Committee to consider drafting a response to our representatives in Albany and also asked the Committee to consider directing the County Clerk to cease and desist from issuing illegal immigrants driver's licenses.

Mr. Donnelly commented that if it is legally possible the County should refuse issuance of a driver's license to an illegal immigrant. He expressed concern that this legislation had potential of creating big problems and in his opinion, is a dangerous precedent to allow illegal immigrants the same rights as our citizens.

Mr. Hynes remarked that he didn't believe this was the case. There are requirements such as a passport or other forms of identification.

County Attorney Richard Spinney said that he had not researched the matter but, believed that the proposed change has taken effect. He did not think the County would have the authority to refuse to issue a driver's license. However, the County may be able to say as a supplement to the State's requirements that a Social Security card is required.

Ms. Molé, speaking on behalf of Senator Bonacic, explained that this policy change is coming from the Governor and not from the legislators. She advised that should this matter come before the legislature for a vote Senator Bonacic would be opposed.

Chairman Eisel referred the matter to Committee for further review and discussion.

Mr. Smith offered the following resolution and moved its adoption:

**RESOLUTION NO. 194**

**TITLE: 2007 CORNELL COOPERATIVE EXTENSION AND  
NATIONAL 4-H WEEK**

**WHEREAS**, Cornell Cooperative Extension of Delaware County is dedicated to improving the lives of Delaware County youth, families, farms and communities through research-based education; and

**WHEREAS**, Cornell Cooperative Extension represents a statewide system of partnerships working with federal, state and county governments; and

**WHEREAS**, the heart of Cooperative Extension is found in the vitality of its 3,775 volunteers who share their time, expertise and caring on our boards, in our 4-H clubs, and in our educational outreach; and

**WHEREAS**, Cornell Cooperative Extension's 4-H youth development program works to provide our children with the qualities of leadership and service to become the next generation of scientists, artists, legislators, teachers, parents and farmers; and

**WHEREAS**, Cornell Cooperative Extension of Delaware County will continue to work to deliver programs that will ultimately improve the quality of life for our youth, families, local farms, communities; and

**WHEREAS**, Cornell Cooperative Extension of Delaware County works closely with its many local partners to offer programs that help promote local food production and marketing, healthy lifestyles for youth and families, and economic growth in the agricultural and industrial workforce that are the backbone of this county; and

**THEREFORE, BE RESOLVED**, that the Delaware County Board of Supervisors hereby designate the week of October 7 - 13, 2007 as Cornell Cooperative Extension and National 4-H Week in Delaware County.

The resolution was seconded Mr. Valente and unanimously adopted.

Mr. Rowe offered the following resolution and moved its adoption:

**RESOLUTION NO. 195**

**TITLE: PROVIDING SUPPORT FOR COMMUNITIES AGAINST  
NEW YORK STATE REGIONAL INTERCONNECT (NYRI)**

**WHEREAS**, by Resolution No. 156 adopted at the June 21, 2006 Board meeting the County of Delaware has expressed its opposition to the installation of a proposed high voltage, direct current (HVDC) electrical power transmission line proposed by New York Regional Interconnection Inc. between Edic Substation in the town of Marcy, Oneida County, NY and the Rock Tavern Substation in the town of Windsor, Orange County, NY pending as an Article VII application before the Public Service Commission of the State of New York; and

**WHEREAS**, the stated beneficiaries of this project would be electricity consumers in New York Independents System Operator Zones G-K who would enjoy lower electricity costs while estimates reveal that electricity costs in NYSIO Zones A-F, which includes Central New York and Madison County, would increase by as much as 7 percent; and

**WHEREAS**, said opposition to the proposed power line project expressed in Resolution 175 adopted on July 19, 2006 was based on the impacts on and degradation of the natural and human environments, tourism, recreation, businesses and the economy of Delaware County and the affected communities; and

**WHEREAS**, it is the sense of the Board of Supervisors that power generation ought to be sited as close as possible to the point of consumption for reasons of security and efficiency; and

**WHEREAS**, it is the sense of the Board of Supervisors that other solutions to the electric power needs for NYSIO Zones G,H,I, J and K have not been fully developed and evaluated; and

**WHEREAS**, by Resolution No. 156 of 2006, the County firmly resolved to participate in efforts opposing the NYRI power line project as an active party; and

**WHEREAS**, the New York State Senate has promised monetary assistance to CARI in the amount of \$1,000,000 in two \$500,000 increments, which assistance is not yet available; and

**WHEREAS**, CARI has informed the Chairman of the Board of Supervisors that an additional contribution is necessary to meet the immediate costs of opposing the project proposed by the New York Regional Interconnect, Inc.

**NOW THEREFORE BE IT RESOLVED**, that the County of Delaware will contribute an additional \$50,000 to CARI with \$25,000 to be made available to CARI immediately and the remaining \$25,000 to be provided when the other county members of CARI have made a payment of an additional \$25,000.

The resolution was seconded by Mr. Bracci.

Mr. Rowe said the claims made by NYRI at their public informational meetings cannot be backed up. He explained that NYRI is seeking approval to construct a high voltage transmission line that will extend 190 miles from Oneida County to Orange County and include land in the towns of Hancock and Deposit. The CARI group is opposed to this project for many reasons, among them, the project has only one goal and that would be to minimize the impact on NYRI's profits. The route was designed to maximize NYRI's profits by using the inexpensively obtained railroad right of way, which is not the shortest route or the route that impacts the fewest people, towns or villages. Mr. Rowe advised that the New York Independent Systems Operator issued a report that concluded the power from the proposed NYRI transmission lines will probably not be needed until 2016. Mr. Rowe said this is the first time the Energy Bill of 2005 has been

challenged. The legal team estimated the legal costs to be about \$2.4 million if it has to be litigated all along the way.

In answer to Chairman Eisel, Mr. Rowe said that \$700,000 will be received from counties and \$1 million from the NYS Senate. He noted that any remaining money at the conclusion of the lawsuit will be returned to the towns and counties.

Mr. Donnelly pointed out that the NYRI project will cause electric rates to decrease downstate and increase in the upstate area.

Chairman Eisel remarked that he heard NYRI does not have a revenue user on the line and is not even sure they can sell the electricity. He suggested that NYRI put their plant downstate where the electric is needed.

Mr. Maddalone expressed his concern that NYRI's project would send upstate's excess electricity to New York City, adding that should the upstate area gain industry there would not be sufficient power to run them.

The resolution was adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Mr. Rowe offered the following resolution and moved its adoption:

**RESOLUTION NO. 196**

**TITLE: 2007 BUDGET AMENDMENT  
FUNDING FOR THE OPPOSITION TO THE  
NEW YORK STATE REGIONAL INTERCONNECT PROJECT (NYRI)**

**WHEREAS**, Resolution No. 156 adopted at the June 21, 2006 Board meeting opposed the construction of a high voltage transmission line extending from Oneida County to Orange County, New York to provide electricity at a lesser rate downstate; and

**WHEREAS**, the transmission lines run through portions of Delaware County and have a negative affect to Delaware County and its residents; and

**WHEREAS**, in order to fight the project a Regional Steering Committee has been formed consisting of the impacted counties to unite in opposition to NYRI; and

**WHEREAS**, the impacted counties are contributing funds to pay for legal fees; and

**WHEREAS**, the Board adopted Resolution No. 175 on July 19, 2006 for the payment of \$10,000 and Resolution No. 108 on April 25, 2007 for the payment of \$40,000 completing the first commitment of funding and additional funding is still needed to fight the project

**THEREFORE, BE IT RESOLVED** that the following transfer be authorized:

**FROM:**

10-11990-54900000                      Contingency    \$50,000.00

**TO:**

10-11420-54400000                      New York Regional Interconnect (NYRI) Legal Fees      \$50,000.00

The resolution was seconded by Mr. Woodford.

In answer to Mr. Marshfield, Mr. Meredith said that after this transfer, \$407,000 would be left in Contingency account.

The resolution was adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Mr. Maddalone offered the following resolution and moved its adoption:

**RESOLUTION NO. 197**

**TITLE: 2007 BUDGET AMENDMENT  
REVENUE FROM HOLDING TRAINING ACADEMY  
SHERIFF'S OFFICE**

**WHEREAS**, the Sheriff's Office intends to receive tuition from neighboring law enforcement agencies at its training facility in the Public Safety Building, which training has previously been conducted primarily for its employees only in the BOCES facility in Masonville; and

**WHEREAS**, the revenue to be earned from offering said training to outside law enforcement agencies has not been incorporated into the Sheriff's Department Budget 2007 budget; and

**WHEREAS**, it is necessary to submit a resolution to modify our budget for the purpose of accepting tuition payment(s).

**THEREFORE, BE IT RESOLVED** that the 2007 Sheriff's budget be amended as follows:

**ESTIMATED REVENUES:**

10-13110-41151300	Otr Law Enforce Agy-Tr Reimb	\$1,500.00
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**ESTIMATED APPROPRIATIONS:**

10-13110-54615000	Training	\$1,500.00
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The resolution was seconded by Mr. Utter and adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Mr. Bracci offered the following resolution and moved its adoption:

**RESOLUTION NO. 198**

**TITLE: 2007 BUDGET AMENDMENT  
SUMMER YOUTH EMPLOYMENT PROGRAM  
DEPARTMENT OF SOCIAL SERVICES**

**WHEREAS**, the Delaware County Department of Social Services is the designated local agency to administer the Summer Youth Employment Program. Said monies are to be used for summer youth employment and education training for economically disadvantaged youth and is 100% reimbursed.

**NOW, THEREFORE BE IT RESOLVED** that the 2007 Social Services Budget be amended to establish the following accounts:

**ESTABLISH REVENUE:**

10-16010-44482002	Summer Youth Employment	\$70,137.00
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**ESTABLISH APPROPRIATION:**

10-16010-54665002	Summer Youth Employment	\$70,137.00
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The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Mr. Bracci offered the following resolution and moved its adoption:

**RESOLUTION NO. 199**

**TITLE: 2007 BUDGET AMENDMENT  
TRANSFER OF FUNDS  
DEPARTMENT OF SOCIAL SERVICES**

**WHEREAS**, the following 2007 appropriation accounts are in need of funds:

**NOW, THEREFORE BE IT RESOLVED** that the following transfer be made:

**FROM:**

10-16119-54313150	Foster Care	\$50,000.00
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**TO:**

10-16129-54200015	Contracted Services Training Schools	\$50,000.00
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The resolution was seconded by Mr. Marshfield.

In response to Mr. Marshfield, Commissioner Moon explained that the department uses the appropriation line item Contracted Services Training School to budget for the operating facilities of the NYS Offices of Children and Family Services. The account ran short of funds because one placement a year is budgeted for, this year there were two placements for a period of six months at the same time. In addition, the State is billing retro-active its federal rate adjustments which have not been adjusted since 1999.

The resolution was adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Mr. Utter offered the following resolution and moved its adoption:

**RESOLUTION NO. 200**

**TITLE: 2007 BUDGET AMENDMENT  
APPROPRIATION OF SURPLUS  
CAPITAL SOLID WASTE**

**WHEREAS**, the flood of June 2007 caused significant damage to several houses creating an extensive amount of Construction and Demolition Material (C & D); and

**WHEREAS**, the disposal of the C & D material would create a serious strain on the available space in the County's C & D Cell; and

**WHEREAS**, the County has a contract in place with Seneca Meadows for the transportation and disposal of this material at a rate established after last year's flood; and

**WHEREAS**, the unanticipated cost of disposing of this material has created a deficit in the Solid Waste Capital Contractual line

**NOW, THEREFORE, BE IT RESOLVED**, that the 2007 budget be amended as follows:

**INCREASE APPROPRIATION:**

32-18161-54000000	Contractual Expense	\$300,000.00
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**DECREASE FUND BALANCE:**

32-00000-34911000	Fund Balance Unreserved Other	\$300,000.00
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The resolution was seconded by Mr. Woodford.

Mr. Utter answered in response to Mr. Marshfield, that FEMA will cover this expense.

The resolution was adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Mr. Maddalone offered the following resolution and moved its adoption:

**RESOLUTION NO. 201**

**TITLE: GRANT AWARD OF ELECTRONIC TICKET AND  
ACCIDENT REPORT PROGRAM  
TRAFFIC AND CRIMINAL SOFTWARE "TRACS"  
SHERIFF'S OFFICE**

**WHEREAS**, the Governor's Traffic Safety Committee, has announced the availability of a grant to be administered by the New York State Police that will purchase 100% of the cost of equipment needed to support the Electronic Ticket and Accident Report Program for use in road patrol vehicles; and

**WHEREAS**, application has been made and notification of award has been received by the State of New York to provide Delaware County Sheriff's Office with equipment valued at \$57,824.66. The equipment will become the property of Delaware County and the County will be responsible for maintaining the upkeep of this equipment; and

**WHEREAS**, the purpose of this equipment is to accomplish the following goals:

- To automate traffic records
- To produce traffic tickets and accident reports and to electronically submit this data promptly.
- To utilize database of suspended and revoked drivers, stolen vehicles and other public safety information readily available to the police officer at a traffic stop.

- To produce legible tickets, thereby eliminating motorist confusion associated with handwritten documents and data entry error
- To improve officer safety and efficiency and reduce time spent at the traffic stop

**THEREFORE, BE IT RESOLVED** that the Sheriff's Office is given permission to accept the equipment under the Traffic and Criminal Software "Tracs" program identified above.

The resolution was seconded by Mr. Utter.

Sheriff Mills stated this grant will furnish the County with equipment valued at over \$57,000. He briefly discussed a few of the benefits of the program such as the use of the suspended and revoked driver's database and the availability of public safety information to a police officer at the time of a traffic stop. In addition, the equipment would improve officer safety, reduce the amount of time spent at a traffic stop, and belong to the County at the end of the grant period.

Sheriff Mills stated in response to Mr. Marshfield, that the County would be responsible for the maintenance of the units once the grant period expired.

Undersheriff Douglas Vredenburg added that the replacement of the units would also be the responsibility of the County.

Mr. Marshfield said he understood the units only have a two year life and a replacement unit would cost about \$3,000. He said that he would be voting "no" to this because he does not want to saddle the county with additional financial obligations.

Sheriff Mills said, in answer to Mr. Marshfield, that the program would most likely not cut down on overtime but, could result in less dismissals of tickets. He remarked that electronics are the way of the future and anticipates that sometime soon the program will be mandated.

Mr. Marshfield remarked that he understands the advantages of the program but feels that sometimes the County finds itself in grant programs that actually cost the County money.

Mr. Bracci commented that the Sheriff's Department needs the Board's support on this, adding, we do not want to be the only county without this equipment.

Mr. Woodford remarked that over a period of time the lack of dismissals may pay for the replacement equipment.

The resolution was adopted by the following vote: Ayes 4073, Noes 262 (Marshfield), Absent 605 (DuMond, Bachler, Stamford, Shelton).

Ms. Molé offered the following resolution and moved its adoption:

**RESOLUTION NO. 202**

**TITLE: AUTHORIZATION FOR AWARD  
DELAWARE COUNTY PUBLIC HEALTH**

**LETTING OF AUGUST 14, 2007**

**WHEREAS**, notice to bidders has been made, and proposals received, having been filed and the bidding procedures and documents have been approved by the County Attorney.

**NOW, THEREFORE BE IT RESOLVED**, that the Delaware County Public Health is authorized to make award to the bidder meeting the specifications for a cardiac monitor/defibrillator.

PROPOSAL: Cardiac Monitor / Defibrillator:	EMS Resources 306 Country Club Drive Mountain Top, PA 18707
	Bid Price: \$5,395.00

The resolution was seconded by Mr. Donnelly.

In response to Mr. Marshfield, Director of Emergency Services Richard Bell said that the \$5,395 represented the purchase of one Lifepack 12. He stated the Lifepack 11 bid was rejected because it is an aged monitor/defibrillator that is seldom used in the field any more. The Department of Emergency Services is the NYS Course Sponsor for Delaware County and it is important to standardize the training equipment to the equipment that our emergency medical service providers are actually using in the field.

Mr. Donnelly questioned if Public Health Article 6 would cover the expenses on this unit. Mr. Bell stated that 33 percent of the expenses would be covered under Article 6. He pointed out that the county receives a \$700 cost reimbursement per student from the State for each student that passes the Emergency Medical Technician Training Basic.

The resolution was adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Mr. Utter offered the following resolution and moved its adoption:

**RESOLUTION NO. 203**

**TITLE: AUTHORIZATION FOR AWARDS -  
DELAWARE COUNTY DEPARTMENT OF PUBLIC WORKS**

**LETTING OF SEPTEMBER 14, 2007**

Notice to bidders and proposals received having been filed and the bidding procedures and documents having been approved by the County Attorney:

BE IT RESOLVED, that the County Department of Public Works is authorized to make awards to the lowest bidders meeting specifications as follows:

PROPOSAL NO. SW5-07 Used Telescopic Rough Terrain Forklift to :

Admar Supply Inc.  
444 Commerce Road  
Vestal, NY 13850

Price: \$35,000.00

All original bids and a summary sheet of the bids received are on file for inspection at the office of the Clerk of the Board of Supervisors. Copies of the summary sheet of the bids received have been supplied to each Supervisor.

The resolution was seconded by Mr. Maddalone.

In response to Mr. Marshfield, Mr. Utter replied that the machine will be used at the compost facility. He explained that the award is less than the bid price due to negotiations with Admar Supply Inc. to reduce the price by eliminating the bucket option.

The resolution was adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Mr. Utter offered the following resolution and moved its adoption:

**RESOLUTION NO. 204**

**TITLE: AUTHORIZATION FOR DISPOSITION OF PERSONAL PROPERTY NO  
LONGER NECESSARY FOR PUBLIC USE  
DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, section 215 of the County Law stipulates that the Board of Supervisors must authorize for the disposition of personal property no longer necessary for public use;

**BE IT RESOLVED**, that the Department of Public Works is authorized to sell by competitive sealed bid the following:

1993 Chevy Lumina Minivan                      Vin: 1GN DU06D1PT143216

The resolution was seconded by Mr. Woodford and unanimously adopted.

Mr. Rowe called up Local Law Intro Nos.1 through 12. The Local Laws were seconded by Mr. Haynes.

**LOCAL LAW INTRO NO. 1**

**TITLE: SALARY INCREASE DIRECTOR OF COMMUNITY MENTAL HEALTH**

Section 1. The salary of Patricia Thomson, Delaware County Director of Community Mental Health shall be Eighty Two Thousand, Three Hundred Twenty Two Dollars [\$82,322] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

**LOCAL LAW INTRO NO. 2**

**TITLE: SALARY INCREASE DIRECTOR OF REAL PROPERTY TAX SERVICES II**

Section 1. The salary of Michael Sabansky, Delaware County Director of Real Property Tax Services II shall be Fifty Three Thousand, Three Hundred Eleven Dollars [\$53,311] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

**LOCAL LAW INTRO NO. 3**

**TITLE: SALARY INCREASE COMMISSIONER OF SOCIAL SERVICES**

Section 1. The salary of William Moon, Delaware County Commissioner of Social Services shall be Ninety Thousand, Six Hundred Ninety Two Dollars [\$90,692] per annum effective January 1, 2008.

Section 2. The salary of \$90,692 shall consist of the following: 1] Regular Commissioner of Social Services duties, \$82,192; 2] Position as the Delaware County Youth Bureau Director, \$8,500, which shall be contingent on the continued assignment of this responsibility.

Section 3. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 4. This Law shall take effect forty five (45) days after it shall be adopted.

#### **LOCAL LAW INTRO NO. 4**

##### **TITLE: SALARY INCREASE COUNTY TREASURER**

Section 1. The salary of Beverly Shields, Delaware County Treasurer shall be Fifty Five Thousand, Seven Hundred Fifty Nine Dollars [\$55,759] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

#### **LOCAL LAW INTRO NO. 5**

##### **TITLE: SALARY INCREASE DIRECTOR OFFICE FOR THE AGING**

Section 1. The salary of Thomas Briggs, Delaware County Director Office for the Aging shall be Sixty One Thousand, Seven Hundred Sixty Dollars [\$61,760] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

#### **LOCAL LAW INTRO NO. 6**

##### **TITLE: SALARY INCREASE COUNTY COMMISSIONER PUBLIC WORKS**

Section 1. The salary of Wayne Reynolds, Delaware County Commissioner of Public Works shall be Eighty Three Thousand, Five Hundred Ninety Six Dollars [\$83,596] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

**LOCAL LAW INTRO NO. 7**

**TITLE: SALARY INCREASE**

**DELAWARE COUNTY DIRECTOR INFORMATION TECHNOLOGY**

Section 1. The salary of Joseph DeMauro, Delaware County Director Information Technology shall be Seventy Thousand, Eight Hundred Thirty Seven Nine Dollars [\$70,837] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

**LOCAL LAW INTRO NO. 8**

**TITLE: SALARY INCREASE COUNTY PERSONNEL OFFICER**

Section 1. The salary of Leonarda Storey, Delaware County Personnel Officer shall be Fifty Nine Thousand, Six Hundred Five Dollars [\$59,605] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

**LOCAL LAW INTRO NO. 9**

**TITLE: SALARY INCREASE COUNTY STOP DWI COORDINATOR**

Section 1. The salary of Lisa Barrows, Delaware County Stop DWI Coordinator shall be Thirty Six Thousand, Three Hundred Fifteen Dollars [\$36,315] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

**LOCAL LAW INTRO NO. 10**

**TITLE: SALARY INCREASE COUNTY DIRECTOR EMERGENCY SERVICES**

Section 1. The salary of Richard Bell, Delaware County Director of Emergency Services shall be Forty Two Thousand, One Hundred Seventy One Dollars [\$42,171] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

**LOCAL LAW INTRO NO. 11**

**TITLE: SALARY INCREASE COUNTY CLERK**

Section 1. The salary of Sharon O'Dell, Delaware County Clerk shall be of Fifty Seven Thousand, Four Hundred One Dollars [\$57,401] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

**LOCAL LAW INTRO NO. 12**

**TITLE: SALARY INCREASE COUNTY SHERIFF**

Section 1. The salary of Thomas Mills, Delaware County Sheriff shall be of Sixty Four Thousand, Eight Hundred Twenty Three Dollars [\$64,823] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

Mr. Rowe offered the following resolution and moved its adoption:

**RESOLUTION NO 205**

**TITLE: PUBLIC HEARING ON LOCAL LAWS NO. 1 THROUGH 12 OF 2008**

**WHEREAS**, Local Laws Intro. Nos. 1 through 12 have been introduced to increase the salaries of **Non-Elected**: Patricia Thomson, Delaware County Director of Community Mental Health, Michael Sabansky, Delaware County Director of Real Property Tax, William Moon, Delaware County Commissioner of Social Services, Thomas Briggs, Delaware County Office of Aging, Wayne Reynolds, Commissioner of Public Works, Joseph DeMauro, Director of Information Technology, Leonarda Storey, Personnel Officer, Lisa Barrows, Stop DWI Coordinator, Richard Bell, Director of Emergency Services, **Elected**: Beverly J. Shields, County Treasurer, Sharon O'Dell, Delaware County Clerk, Thomas Mills, Delaware County Sheriff.

**NOW, THEREFORE BE IT RESOLVED**, that a public hearing be held on Local Laws Intro Nos. 1 through 12 on the 10th day of October, 2007 at 12:45 PM in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York.

The resolution was seconded by Mr. Haynes and adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Mr. Rowe offered the following resolution and moved its adoption:

**RESOLUTION NO. 206**

**TITLE: MODIFICATION OF SALARY SCHEDULE FOR DEPARTMENT HEADS  
AND OTHER NON UNION PERSONNEL  
PERSONNEL DEPARTMENT**

**BE IT RESOLVED** that pursuant to the policies and procedures contained in Resolution No. 288 of 1992 the salary schedule for department heads and other non-union personnel established by Resolution No. 252 of 1999 as modified, is hereby modified effective January 1, 2008 by

1. Add the following titles to the non union salary schedule:

Sheriff Deputy, Lieutenant	Labor Grade 30
Corrections, Lieutenant	Labor Grade 30
General Highway Supervisor II	Labor Grade 30
Administrative Assistant	Labor Grade 12
Assistant to Workers Compensation Clerk	Labor Grade 8

2. Upgrade the 2008 salary range for the following position as indicated:

The resolution was seconded by Mr. Haynes.

In answer to Ms. Molé, Director of Personnel Teddie Storey advised that Director of Public Health Bonnie Hamilton was not included in this resolution because her reappointment will made in January 2008.

The resolution was unanimously adopted.

Mr. Rowe offered the following resolution and moved it adoption:

**RESOLUTION NO. 207**

**TITLE: 2008 DEPARTMENT HEAD/NONUNION SALARIES**

**BE IT RESOLVED**, that the following 2008 salaries are hereby approved effective January 1, 2008.

<b>Name</b>	<b>Title</b>	<b>2008 Salary</b>
Debra Goodrich	Deputy County Clerk	\$38,579*
Haley Gransbury	2nd Deputy County Clerk	\$33,580
Vicki Wells	3rd Deputy County Clerk	\$31,509
Judy Dilorenzo	Assistant to Workers' Comp. Clerk	\$26,973
Lori Koronowski	Assistant Clerk of the Board	\$36,943
Lisa Reed	Assistant to the Commissioner Public Works	\$46,987
Tom Hilson	Assistant to the Commissioner WSA	\$45,873
Richard Northrup	District Attorney	\$119,800
John Hubbard	Assistant District Attorney (Chief)	\$73,308
Steven Rothenberg	Assistant District Attorney	\$52,658
Cynthia Heaney	Chemical Dependency Clinic Director	\$60,474*
Dale Downin	Code Enforcement Officer	\$46,330
John Cammer	Deputy Commissioner of PW Rds/Bridges (40 Hr Week)	\$65,865
Susan Aikens	Deputy Commissioner Social Services	\$57,508*
Denise Vandusen	Deputy County Treasurer	\$45,659*
Robin Alger	Deputy Election Commissioner	\$32,366
Janice Burdick	Deputy Election Commissioner	\$33,366*
Wayne Shepard	Director of Patient Services	\$68,140*
Mark Hamilton	Director of Programs	\$57,508*
Jan Schlafer	Fiscal & Information Manager	\$45,659*
Robert Conklin	General Highway Supervisor (40 Hour Week)	\$44,569
Brian Francisco	General Highway Supervisor II (40 Hour Week)	\$49,371*
Marsha Muller	Human Resources Clerk	\$31,351

Linda Pinner	Personnel Technician	\$42,253*
Scott Glueckert	Probation Director II	\$56,143
Joyce Schultz	Administrative Assistant	\$27,578
Daniel Schlafer	Sealer Weights Measures	\$40,792*
Marlene Dominguez	Secretary to DA (40hr/wk)	\$32,016
Cindy Bauer	Senior Human Resources Clerk II	\$37,943*
F. Gerald Mackin	Social Services Attorney	\$75,000
Porter Kirkwood	Social Services Attorney (Chief)	\$88,000
Amy Merklen	Social Services Attorney	\$75,000
Kristin Rogers	Social Services Attorney, Trainee	\$58,814
Susan McIntyre	Solid Waste Director (40 Hour Week)	\$54,466
Brenda Stone	Sr Human Resources Clerk I	\$32,615
Clarence Montgomery	Supt Buildings & Grounds (40 Hour Week)	\$53,044
Douglas Vredenburgh	Undersheriff (40 Hour Week)	\$58,318
Joanne Malino	Workers Compensation Clerk	\$32,366
Christa Schafer	Clerk of the Board	\$62,508*
William Campbell	Election Commissioner	\$19,139
William Buccheri	Election Commissioner	\$19,139

\* Includes \$1,000 longevity

The resolution was seconded by Mr. Haynes and adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Chairman Eisel waived Board Rule 10 to permit the introduction without objection of the following not pre-filed resolutions.

Mr. Maddalone offered the following resolution and moved its adoption:

**RESOLUTION NO: 208**

**TITLE: PROVISIONAL APPOINTMENT PROBATION DIRECTOR**

**WHEREAS**, Terri Theobald has resigned as Probation Director

**THEREFORE, BE IT RESOLVED** that Scott Glueckert is hereby appointed Provisional Probation Director effective September 27, 2007, at a salary of \$53,258 per annum. Said appointment to be provisional pending completion of all civil service examination requirements.

The resolution was seconded by Mr. Utter.

In answer to Mr. Homovich, Chairman Eisel noted the salary listed is the 2007 base for the position.

The resolution was adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Mr. Donnelly offered the following resolution and moved its adoption:

**RESOLUTION NO. 209**

**TITLE: SALE OF TAX ACQUIRED PROPERTY**

**RESOLVED** that the following described parcel of tax acquired property be sold to the party indicated for the price herein stated and the County Treasurer is authorized to execute and deliver deed, therefor, and to cancel all Delaware County tax liens thereon.

FRA05TX.022

**ASSESSED TO:**

**RUSSELL D PETERSON**

TOWN OF:

123289:FRANKLIN

TAX MAP NO:

166.-3-41

SCHOOL DISTRICT:

123201:FRANKLIN

ACREAGE:

1.50A ACRES

CONVEYED TO:

AUTUMN M ALEXANDER AS  
ADMINISTRATOR OF THE  
ESTATE OF RUSSELL D PETERSON  
1171 LAKEHURST AVENUE  
JACKSONVILLE NJ 08527

CASH CONSIDERATION:

\$2,613.52

TAX DEFICIT:

\$2,005.51

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Mr. Donnelly offered the following resolution and moved it adoption:

**RESOLUTION NO. 210**

**TITLE: PAYMENT OF AUDIT**

**WHEREAS**, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,527,503.65 are hereby presented to the Board of Supervisors' for approval of payment;

**NOW, THEREFORE, BE IT RESOLVED** that the County Treasurer be directed to pay said expenditures as listed below:

General Fund	\$847,302.69
OET	\$28,650.94

Highway Audits, as Follows:

Road	\$14,134.05
Machinery	\$82,435.00
Capital Road & Bridge	\$445,905.80
Capital Solid Waste	\$21,360.00
Solid Waste/Landfill	\$87,715.17

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4201, Noes 0, Absent 605 (DuMond, Bachler, Stamford, Shelton).

Upon a motion, the meeting adjourned at 2:20 P.M.