

## **REGULAR MEETING**

### **DELAWARE COUNTY BOARD OF SUPERVISORS**

**NOVEMBER 24, 2020**

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, November 24, 2020 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 Tina B. Molé presiding.

The Clerk called the roll and all Supervisors were present except Mr. Gladstone. Mr. Ellis arrived shortly after roll call. Supervisors Axtell, Scott, Pigford, Kosier, and Layton attended via Zoom. Mr. Davis joined via Zoom shortly after roll call.

Mr. Marshfield offered the invocation.

Mr. Cetta led the Board in the Pledge of Allegiance to the Flag.

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé granted privilege of the floor to Supervisor Taggart. Mr. Taggart introduced Planning Director Shelly Johnson-Bennett via Zoom to give an update on the County All-Hazard Mitigation Plan.

Mrs. Johnson-Bennett explained that the All-Hazard Mitigation Plan is updated every five years and ours has actually lapsed because we agreed to be part of a pilot project with the State of New York to work with State University of New York (SUNY)'s Albany Visualization and Informatics Lab (AVAIL) to actually go onto an online multi-jurisdictional planning platform. They have been working closely with their project team at SUNY AVAIL and the New York State Governor's Office along with the Homeland Security Office and the County Steering Committee which includes the Department of Emergency Services, Economic Development, the Sheriff's Office, the Department of Public Works, and Delaware County Soil and Water Conservation District so they can get their project data online to update all of the annexes for the various towns. Hopefully, this will make it easier to update the plan every five years.

Mrs. Johnson-Bennett introduced Program Manager Eric Krans from SUNY AVAIL who is their team leader and has been working through this with the County.

Mr. Krans thanked Mrs. Johnson-Bennett and the Supervisors for the privilege to speak to the Board and additionally thanked all of the Supervisors who have taken part thus far in the update process. He has met many Supervisors and some Supervisors have also met his colleagues Adam Tobey and Erika Corsi among others.

Mr. Krans stated they have been aiming to have a completed plan for January to potentially meet FEMA funding deadlines for the Building Resilient Infrastructure and Communities (BRIC) program, however, none of the communities in Delaware County applied for the BRIC program so that deadline is no longer necessary to meet. Additionally, the Community Rating System (CRS) score will not change for either the Village or the Town of Walton regardless of when this plan is updated.

Mr. Krans stated that what they should be doing as a plan right now is addressing this opportunity to deepen public participation in this planning process. There are a few things that we can do specifically for the CRS communities. The CRS from FEMA allows communities that take part in it to reduce their flood insurance premiums by providing a percentage off on those premiums. Other communities in the CRS program are Margaretville, Middletown, and Fleischmanns. They will have a CRS update in 2024 and they have been advised to deepen the public participation element of the plan and it would buy about 120 to 140 CRS points in their scoring mechanism. He will be reaching out directly to those communities specifically to see if they can tap citizens to take part in this process so this entire update will be in place for the next update to the CRS scoring mechanism for all of the communities in Delaware County.

In moving forward with the planning process, they are inputting all of the information that was received throughout the interview process into the software they are piloting. Much of this information is available to share and what they are aiming to do is to engage the public in reviewing the plan before it is a draft final plan. Mr. Krans asked Supervisors to please share with anyone in their community who would want to review the plan and anybody else who could provide expertise. The draft plan is live and can be viewed at <https://delaware.mitigateny.org/>. A link will be available under the 'ABOUT' tab where viewers can leave their feedback. While this plan is still in draft mode, they would like as many people as possible, specifically citizens of the community, to look at this plan and offer thoughts and ideas and then the steering committee and the core planning group will take that feedback and turn it into additional elements of this plan. He reiterated that public participation is to meet a requirement for the CRS program in particular and provides an opportunity for the CRS scoring to increase and potentially save taxpayers who are in the flood insurance program money on insurance premiums.

Sharing his screen via Zoom, Mr. Krans highlighted several of the web pages including the executive summary which contains information about the County's natural hazards, hazard history, flood insurance premium payouts, where critical assets are located, and various strategies that were developed throughout this planning process.

Mr. Krans asked Supervisors to please view the website and provide feedback and to pass this information along to their communities as well. In order to meet the CRS requirement for those communities that are in the program, they will need five public stakeholders being non-elected officials who are public citizens in these communities, to come forward to be an active part of this planning process. Mr. Krans said he would soon be reaching out to Supervisors for their help to enlist public stakeholders. Mr. Krans asked Supervisors to please contact him directly at [ekrans@albany.edu](mailto:ekrans@albany.edu) with any questions or concerns. He is happy to work with Supervisors to continue to provide the best possible plan for their community.

In reply to Mr. Cetta about the number of public participants requested, Mr. Krans said he understands that five participants are needed county wide and he will verify that more clearly, specifically with the CRS reviewer.

Ms. Molé thanked Mr. Krans and Mrs. Johnson-Bennett for the presentation.

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

**RESOLUTION NO. 170**

**TITLE: 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 BIN 3352240, Arbor Hill over the Little Delaware River, PIN 9754.97 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of said program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

**WHEREAS**, the County of Delaware desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Preliminary Engineering/Design, Right-of-Way Incidentals and Right-of-Way Acquisition Work.

**NOW, THEREFORE**, the Delaware County Board of Supervisors, duly convened does hereby

**RESOLVE** that the Delaware County Board of Supervisors hereby approves the above-subject project; and it is further

**RESOLVED** that the Delaware County Board of Supervisors hereby authorizes the County of Delaware to pay in the first instance 100% of the Federal and non-Federal share of the cost of Preliminary Engineering/Design, Right-of-Way Incidentals and Right-of-Way Acquisition Work for the Project or portions thereof; and it is further

**RESOLVED** that the sum of \$475,000 is hereby appropriated from 34-15112-54000000 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 Delaware County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

**RESOLVED** that the Chairman of the Board of the Delaware County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Delaware 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 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.

The resolution was seconded by Mr. Valente and Mr. Cetta and adopted by the following vote: Ayes 4294, Noes 0, Absent 130 (Gladstone). Not heard due to technical difficulties 375 (Davis).

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

**RESOLUTION NO. 171**

**TITLE: DIRECT TOWN TAX**

**BE IT RESOLVED** that pursuant to §233a of the County Law, the nineteen towns of the County be and hereby are charged \$137,298.45 for the assessment rolls, field books, tax bills, etc.; and

**BE IT FURTHER RESOLVED** that the Clerk of the Board of Supervisors be authorized and directed to apportion said sum against the taxable property of the nineteen towns of the County of Delaware and that said sum be incorporated into the County Treasurer's Preliminary Report of charges and credits to the said towns in accordance with the apportionment.

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4294, Noes 0, Absent 130 (Gladstone). Not heard due to technical difficulties 375 (Davis).

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

**RESOLUTION NO. 172**

**TITLE: LEVY OF TOWN ACCOUNTS**

**WHEREAS**, there has been presented to the Board of Supervisors the County Treasurer's 2021 Preliminary Report with the following amounts to be charged to the several towns:

| <u>TOWNS</u> | <u>CHARGES</u> | <u>CREDIT</u> |
|--------------|----------------|---------------|
| Andes        | \$6,773.22     |               |
| Bovina       | \$3,230.61     |               |
| Colchester   | \$7,845.97     |               |
| Davenport    | \$4,258.35     |               |
| Delhi        | \$7,917.17     |               |
| Deposit      | \$5,479.83     |               |
| Franklin     | \$7,039.71     |               |
| Hamden       | \$3,598.28     |               |
| Hancock      | \$12,815.96    |               |
| Harpersfield | \$5,804.22     |               |
| Kortright    | \$5,733.88     |               |
| Masonville   | \$3,650.32     |               |
| Meredith     | \$6,320.86     |               |
| Middletown   | \$11,077.49    |               |
| Roxbury      | \$9,845.54     |               |
| Sidney       | \$12,116.00    |               |
| Stamford     | \$6,111.02     |               |
| Tompkins     |                | (\$736.79)    |
| Walton       | \$9,132.09     |               |

The resolution was seconded by Mr. Marshfield and adopted by the following vote:  
Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

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

**RESOLUTION NO. 173**

**TITLE: APPORTIONMENT OF COUNTY SELF INSURANCE BUDGET**

**RESOLVED** that the budget for the County Self Insurance Fund for Workers' Compensation and Volunteer Firemen's Benefits in the total amount of \$1,875,000, as set forth

below be accepted as part of the records of this Board.

| <u>Participant</u> | <u>Full Value Assessment</u> | <u>Apportioned Amount to Raise</u> |
|--------------------|------------------------------|------------------------------------|
| County of Delaware | 5,993,952,488                | \$879,056.82                       |
| <u>Towns</u>       |                              |                                    |
| Andes              | 449,324,363                  | \$65,896.69                        |
| Bovina             | 164,797,438                  | \$24,168.75                        |
| Colchester         | 863,373,836                  | \$126,620.07                       |
| Davenport          | 220,113,376                  | \$32,281.23                        |
| Delhi              | 349,896,855                  | \$51,314.92                        |
| Deposit            | 344,299,200                  | \$50,493.99                        |
| Franklin           | 222,251,160                  | \$32,594.75                        |
| Hamden             | 174,846,956                  | \$25,642.58                        |
| Hancock            | 433,462,016                  | \$63,570.36                        |
| Harpersfield       | 153,257,665                  | \$22,476.35                        |
| Kortright          | 161,486,066                  | \$23,683.11                        |
| Masonville         | 110,857,464                  | \$16,258.06                        |
| Meredith           | 142,775,883                  | \$20,939.12                        |
| Middletown         | 713,387,333                  | \$104,623.45                       |
| Roxbury            | 448,476,899                  | \$65,772.41                        |
| Sidney             | 301,286,236                  | \$44,185.82                        |
| Stamford           | 181,702,223                  | \$26,647.96                        |
| Tompkins           | 191,652,920                  | \$28,107.30                        |
| Walton             | 366,704,599                  | \$53,779.90                        |
| <u>Villages</u>    |                              |                                    |
| Delhi              | 104,338,951                  | \$15,302.07                        |
| Deposit            | 45,773,150                   | \$6,712.97                         |

|                             |                       |                       |
|-----------------------------|-----------------------|-----------------------|
| Franklin                    | 19,349,288            | \$2,837.71            |
| Hancock                     | 73,562,088            | \$10,788.42           |
| Stamford<br>(Harpersfield)  | 32,959,764            | \$4,833.79            |
| Stamford (Stamford)         | 35,090,234            | \$5,146.24            |
| Fleischmanns                | 38,400,141            | \$5,631.66            |
| Sidney                      | 166,745,665           | \$24,454.47           |
| Hobart                      | 45,113,391            | \$6,616.20            |
| Walton                      | 130,748,831           | \$19,175.27           |
| <br><u>Fire Districts</u>   |                       |                       |
| Arena, Hardenburgh          | 17,472,954            | \$2,562.53            |
| Midd.-Hard.,<br>Hardenburgh | 49,468,373            | \$7,254.90            |
| Deposit                     | 37,980,637            | \$5,570.13            |
| <b>TOTAL</b>                | <b>12,784,908,443</b> | <b>\$1,875,000.00</b> |

The resolution was seconded by Mr. Valente and Mr. Taggart and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

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

**RESOLUTION NO. 174**

**TITLE: YEAR-END ACCOUNTING MODIFICATIONS TO THE 2020 BUDGET  
DEPARTMENT OF FISCAL AFFAIRS**

**WHEREAS**, there are many bookkeeping entries that are needed to close out the books for 2020; and

**WHEREAS**, there will be no increase in the actual spending, just a balancing of accounts between personal services, equipment, contractual, employee benefits and undistributed employee benefits; and

**WHEREAS**, an accounting of all transactions will be presented to the Board of Supervisors upon completion of the annual report.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors authorizes the Department of Fiscal Affairs to make the necessary adjustments to the 2020 Budget and to file a written report to the Finance Committee before the books for 2020 are actually closed.

The resolution was seconded by Mr. Taggart and Mr. Vernold and unanimously adopted.

Chairman Molé waived Board Rule 10 to permit the introduction without objection of the following not-prefiled resolutions.

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

**RESOLUTION NO. 175**

**TITLE: PAYMENT OF AUDIT**

**WHEREAS**, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$901,294.57 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                | \$515,910.90 |
| OET                         | \$10,813.25  |
| Public Safety Comm System   | \$22,631.66  |
| Insurance Risk              | \$0.00       |
| CAP 97 Main                 | \$58.92      |
| CAP MH                      | \$103,954.80 |
| Highway Audits, as Follows: |              |
| Weights and Measures        | \$101.93     |
| Landfill                    | \$103,182.91 |
| Road                        | \$29,999.56  |
| Machinery                   | \$81,992.44  |
| Capital Road & Bridge       | \$32,648.20  |
| Capital Solid Waste         | \$0.00       |
| CAP DPW Complex             | \$0.00       |

The resolution was seconded by Mr. Taggart and adopted by the following vote:  
Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

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

**RESOLUTION NO. 176**

**TITLE: ADOPTION OF 2021 DELAWARE COUNTY BUDGET**

**WHEREAS**, the Tentative Budget for the year 2021 has been presented to the Board by the Budget Officer and duly discussed and a public hearing having been held thereon as required by law;

**NOW, THEREFORE, BE IT RESOLVED** that pursuant to §360 of the County Law, the Tentative Budget, as amended, for 2021 be adopted.

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

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

**RESOLUTION NO. 177**

**TITLE: APPROPRIATION RESOLUTION**

**WHEREAS**, this Board by Resolution No. 176 dated November 24, 2020 adopted a budget for the fiscal year 2021;

**RESOLVED** that the several amounts specified in the column, "Adopted" be and hereby are appropriated for the objects and purposes specified effective January 1, 2021.

The resolution was seconded by Mr. Eisel and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Mr. Cetta recalled Local Law Intro. No. 17 to waive the term limit for members of the Community Services Board. The Local Law was seconded by Mr. Marshfield and unanimously adopted.

Mr. Ellis recalled Local Law Intro. No. 18 to set the 2021 salary of Amy Merklen, County Attorney at \$113,993. The local law was seconded by Mr. Merrill and adopted by the following vote: Ayes 3921, Noes 373 (Taggart, Marshfield), Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 19 to set the 2021 salary of Cynthia Heaney, Director Community Mental Health Services at \$101,292. The local law was seconded by Mr. Eisel and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 20 to set the 2021 salary of Glenn Nealis, Director of Economic Development at \$86,471. The local law was seconded by Mr. Eisel and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 21 to set the 2021 salary of Maria Kelso, Election Commissioner at \$24,946. The local law was seconded by Mr. Merrill and adopted by the following vote: Ayes 4162, Noes 132 (Marshfield), Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 22 to set the 2021 salary of Stephen Hood, Director of Emergency Services at \$65,340. The local law was seconded by Mr. Vernold and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 23 to set the 2021 salary of Joseph deMauro, Director of Information Technology at \$86,766. The local law was seconded by Mr. Vernold and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 24 to set the 2021 salary of Linda Pinner, Personnel Officer at \$75,527. The local law was seconded by Mr. Eisel and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 25 to set the 2021 salary of Amanda Walsh, Public Health Director at \$94,503. The local law was seconded by Mr. Merrill and Mr. Vernold and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 26 to set the 2021 salary of Susan McIntyre, Commissioner of Public Works at \$98,562. The local law was seconded by Mr. Vernold and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 27 to set the 2021 salary of Sherri Falcone, Director of Real Property Tax Services II at \$62,961. The local law was seconded by Mr. Vernold and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 28 to set the 2021 salary of Sylvia Armanno, Commissioner of Social Services at \$97,002. The local law was seconded by Mr. Merrill and Mr. Marshfield and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 29 to set the 2021 salary of Debra Goodrich, County Clerk at \$71,528. The local law was seconded by Mr. Eisel and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 30 to set the 2021 salary of Sheriff Craig DuMond at \$90,222. The local law was seconded by Mr. Taggart and Mr. Eisel and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Mr. Ellis recalled Local Law Intro. No. 31 to set the 2021 salary of Beverly Shields, County Treasurer at \$71,528. The local law was seconded by Mr. Vernold and adopted by the following vote: Ayes 4294, Noes 0, Absent 505 (Gladstone, Davis).

Ms. Molé thanked Ms. Vecchione for facilitating the Zoom meeting.

Ms. Molé wished everyone a very Happy Thanksgiving.

Upon a motion, the meeting was adjourned at 1:45 p.m.