

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS JUNE 22, 2016

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, June 22, 2016 at 5:30 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 Clerk called the roll and all Supervisors were present except Mr. Gladstone, Mr. Ellis and Mr. Gregory.

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Eisel granted privilege of the floor to Mr. Taggart. Mr. Taggart introduced 2016 Dairy Princess Sabra Warner and Dairy Ambassador Lauren Davis.

Miss Warner learned firsthand about dairy farming and the dairy industry from her grandparents. Although she was not raised on a dairy farm she is a strong advocate for the goodness of dairy and during her tenure she hopes to educate and promote the dairy industry to people who are not as informed. Promoting the goodness of dairy is something she will continue to do even after her reign as Dairy Princess.

Many consumers research online before they buy products and reaching the public through social media is a crucial marketing tool. The use of social media in the dairy industry is referred to as "agvocacy." The sharing of positive messages online about the dairy industry is serving to educate the public and promote consumption. Many farmers have their own blog and/or Facebook page to share photos and inform consumers of what is happening on farms and in the dairy industry.

Miss Warner invited everyone in attendance to enjoy refreshments offered in the lobby during recess. She thanked the Board of Supervisors for the opportunity to address them and for their support of the dairy industry.

Chairman Eisel thanked Miss Warner for her presentation.

Chairman Eisel granted privilege of the floor to Mr. Taggart. Mr. Taggart introduced Delaware County Cornell Cooperative Extension Agricultural Team Leader, Mariane Kiraly to give an update on the current dairy situation.

Mrs. Kiraly provided Supervisors with a copy of her presentation entitled: *Program on Dairy Markets and Policy*. She stated farmers buy many of their items from local businesses, employ themselves and others, maintain the landscape and provide products that support good

health. Dairy farms in this region are mostly smaller, family farms. There are fewer than 100 commercial dairy farms in the County helping to support three milk-processing plants. Milk prices have fallen below the cost of production. Overhead costs are a larger part of doing business on smaller farms making it harder for the smaller farms to compete with commercial farms in other parts of the state and country.

Smaller, family operated farms are finding it necessary to diversify to sustain their farm. Some areas of diversification include bottling their milk to sell off the farm and/or adding value to their milk by processing the product into cheese, yogurt or kefir, converting to organic dairy farming, selling hay and/or firewood, or working off the farm. Many local farmers have converted to organic farming to ensure a stable milk price. She noted that the County lost three dairy farms just after the first of the year.

Delaware County Cooperative Extension and its partners offer a variety of programs designed to assist dairy farmers as they struggle to thrive in an ever-changing economic climate.

Mrs. Kiraly thanked the Board of Supervisors for their generous support of Cornell Cooperative Extension and the dairy industry.

In answer to Chairman Eisel, Mrs. Kiraly said that production methods have advanced so significantly that milk production has not dropped despite the fact that there are fewer farms.

In reply to Mr. Marshfield, Mrs. Kiraly said there about 10,000 cows in Delaware County.

Mrs. Kiraly shared that the three farms lost were located in the Town of Franklin. Mr. Taggart added that he felt at least one farm would return.

Chairman Eisel thanked Mrs. Kiraly for an informative presentation.

Chairman Eisel granted privilege of the floor to Ms. Molé. Ms. Molé introduced Director of Planning Nicole Franzese to give an update on the consolidation of the Department of Mental Health, the Mental Health Clinic and the Department of Alcohol and Drug Abuse Services, collectively referred to as the County's mental health agencies.

Supervisors were given a copy of the presentation entitled *Mental Health Clinic Siting Process and Analysis*. Ms. Franzese explained the timeline of activities relating to the relocation and consolidation of the County's mental health agencies.

Ms. Franzese explained that the Community Services Board (CSB) has the statutory responsibility of overseeing the operations of the mental health agencies. In 2014, the CSB recommended that the Community Health Committee consider options to consolidate the County's mental health services. In response to that recommendation, Chairman of the Board of Supervisors James Eisel created the Mental Health Sub-Committee, consisting of the County Code Enforcement Officer, the County's mental health agencies, the Planning Department and the Department of Public Works to explore all options for a long term solution.

The Mental Health Sub-Committee has selected three sites, one in the Town of Delhi and two in the Town of Walton for consideration. A consultant selection process is underway to aid

in site selection. In addition, Chairman Eisel established a Capital Planning Committee for direct oversight and authorization of expenditures related to site evaluation.

In answer to Mr. Davis, Ms. Franzese said that the properties are not located in a flood zone and are vacant with access to water and sewer.

In response to Mr. Hynes, Ms. Franzese said impacts to a community are considered during the SEQR evaluation.

Mr. Marshfield shared that he has been in support of consolidating the County's mental health agencies right from the beginning. The relocation of the Alcohol and Drug Abuse Services will move thirteen people from the Town of Hamden but the consolidation is in the best interest of the clients who use the facility and the County overall.

In reply to Mr. Marshfield, Director of Mental Health Cynthia Heaney said that the state is moving towards integration of behavioral health services. This allows the County's mental health agencies to report to only one regulatory agency instead of two.

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

RESOLUTION NO. 95

**TITLE: 2016 BUDGET AMENDMENT
ACCEPTANCE OF 2016 LIVSCAN EQUIPMENT GRANT
SHERIFF'S OFFICE**

WHEREAS, Delaware County is the recipient of a grant awarded by the New York State Division of Criminal Justice Services utilizing Federal Fiscal Year 2015 Byrne/JAG funding from the 2016-2017 State Budget; and

WHEREAS, the grant, to be administered by the Sheriff's Office, was awarded for the specific purpose of reimbursing the County \$10,000 toward the cost of replacing the outdated Livescan Fingerprint System during the period commencing on July 1, 2016 through June 30, 2017.

NOW, THEREFORE, BE IT RESOLVED that the 2016 Budget be amended as follows:

INCREASE REVENUES:

10-13110-44432000/3110050/907	Federal Crime Control	\$10,000.00
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INCREASE APPROPRIATIONS:

10-13110-52200001/3110050/907	Equipment	\$10,000.00
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The resolution was seconded by Mr. Tuthill.

Sheriff Mills stated in answer to Mr. Marshfield, that the County is responsible for the remaining 50 percent of the cost.

In answer to Mr. Taggart, Sheriff Mills said that in 2003 the State paid for the current

Livescan Fingerprint system. The current system is now outdated. The Department did not budget for replacing the system this year but replacing the outdated system is essential to operational procedure.

Sheriff Mills stated in reply to Chairman Eisel that finger printing is no longer used only the scan.

The resolution was adopted by the following vote: Ayes 3958, Noes 0, Absent 841(Gladstone, Ellis, Gregory).

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

RESOLUTION NO. 96

**TITLE: 2016 BUDGET AMENDMENT
ACCEPTANCE OF STATE HOMELAND SECURITY
DEPARTMENT OF EMERGENCY SERVICES**

WHEREAS, Delaware County applied for and has been awarded grant funding under the State Homeland Security Program from the New York State Division of Homeland Security and Emergency Services (WM2016 SHSP); and

WHEREAS, this grant was awarded in the amount of \$100,000 for the purpose of security enhancements for the public safety facility, upgrades to the photo identification system, replacement of personal protective equipment and purchase of a simulation manikin for training first responders.

NOW, THEREFORE, BE IT RESOLVED that the Department of Emergency Services be authorized to accept this grant funding as described above and that the 2016 Budget be amended as follows:

INCREASE REVENUES:

10-13640-43398900/3640054/911	State Homeland Security	\$100,000.00
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INCREASE APPROPRIATIONS:

10-13640-52200001/3640054/911	Equipment Grant	\$100,000.00
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The resolution was seconded by Mr. Spaccaforno and adopted by the following vote: Ayes 3958, Noes 0, Absent 841 (Gladstone, Ellis, Gregory).

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

RESOLUTION NO. 97

**TITLE: 2016 BUDGET AMENDMENT
RESOURCE ALLOCATION PROGRAM
YOUTH BUREAU**

WHEREAS, the Delaware County Youth Bureau is the designated agency to administer the Resource Allocation Program; and

WHEREAS, the state has increased Delaware County's allocation for the Resource Allocation Program.

NOW, THEREFORE, BE IT RESOLVED that the 2016 Budget be amended as follows:

INCREASE REVENUES:

10-17310-43382100	State Youth Admin	\$511.00
10-17310-43382000	State Youth Programs	\$538.00

INCREASE APPROPRIATIONS:

10-17310-54200000	Contracted Services	\$1,049.00
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The resolution was seconded by Mr. Hynes.

Mr. Marshfield noted that the state has increased its funding to the Resource Allocation Program. These funds are used to support summer recreation programs and other programs offered throughout the year in the towns and village.

The resolution was adopted by the following vote: Ayes 3958, Noes 0, Absent 841 (Gladstone, Ellis, Gregory).

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

RESOLUTION NO. 98

**TITLE: 2016 BUDGET AMENDMENT
WATERSHED ENVIRONMENTAL ASSISTANCE PROGRAM
O'DELL LAKE ROAD CULVERT REPLACEMENT
AND STREAMBANK SLOPE MITIGATION
DEPARTMENT OF WATERSHED AFFAIRS**

WHEREAS, the County has been awarded a \$134,465 Watershed Environmental Assistance Program grant from the U.S. Army Corp. of Engineers, to implement the O'Dell Lake Road Culvert Replacement and Streambank Slope Mitigation Project to continue the implementation of the Delaware County Action Plan over a two-year period; and

WHEREAS, the required match is identified and committed through in-kind sources from the Town of Harpersfield, Delaware County Soil and Water Conservation District, Delaware County Department of Watershed Affairs and the New York City Department of Environmental Protection.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors hereby authorizes the Chairman of the Board to enter into a contract, identified as the Project Partnership Agreement (PPA), with the U.S. Army Corp. of Engineers to conduct this work and enter into a subcontract between Delaware County and Delaware County Soil and Water Conservation District; and

BE IT FURTHER RESOLVED, that the 2016 Budget be amended as follows:

INCREASE REVENUES:

10-18741-44498900/8740038/900	Army Corp. of Engineers	\$134,465.00
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INCREASE APPROPRIATIONS:

10-18741-54327200/8740038/900	Contractual	\$134,465.00
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The resolution was seconded by Mr. Valente and adopted by the following vote: Ayes 3958, Noes 0, Absent 841 (Gladstone, Ellis, Gregory).

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

RESOLUTION NO. 99

**TITLE: 2016 BUDGET AMENDMENT
WATERSHED ENVIRONMENTAL ASSISTANCE PROGRAM
WATER STREET FLOODPLAIN RECLAMATION PROJECT
DEPARTMENT OF WATERSHED AFFAIRS**

WHEREAS, the County has been awarded a \$469,320 Watershed Environmental Assistance Program grant from the U.S. Army Corp. of Engineers, to implement the Water Street Floodplain Reclamation Project to continue the implementation of the Delaware County Action Plan over a two-year period; and

WHEREAS, the required match is identified and committed through in-kind sources from the Village of Walton, Town of Walton, Delaware County Soil and Water Conservation District, Delaware County Department of Watershed Affairs and the New York City Department of Environmental Protection.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors hereby authorizes the Chairman of the Board to enter into a contract, identified as the project partnership agreement (PPA), with the U.S. Army Corp. of Engineers to conduct this work and; enter into a subcontract between Delaware County and Delaware County Soil and Water Conservation District; and

BE IT FURTHER RESOLVED that the 2016 Budget be amended as follows:

INCREASE REVENUES:

10-18741-44498900/8740037/900	Army Corp. of Engineers	\$469,320.00
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INCREASE APPROPRIATIONS:

10-18741-54327200/8740037/900	Contractual	\$469,320.00
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The resolution was seconded by Mr. Valente and adopted by the following vote: Ayes 3958, Noes 0, Absent 841 (Gladstone, Ellis, Gregory).

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

RESOLUTION NO. 100

**TITLE: 2016 BUDGET AMENDMENT
TRANSFER OF FUNDS
SHERIFF'S OFFICE**

WHEREAS, the Constitution Pipeline awarded the Sheriff's Office a grant in the amount of \$2,500 with which to restore order to Delaware County's Potter's Field Cemetery; and

WHEREAS, the purchase of a Masport 21" steel deck self-propelled zone start lawn mower is needed to perform routine grounds maintenance and was not considered when preparing the 2016 Budget.

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

FROM:

10-13110-54327465/3110112/907	General Misc.	\$429.95
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TO:

10-13110-52200001/3110112/907	Grant – Equipment	\$429.95
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The resolution was seconded by Mr. Tuthill and Mr. Spaccaforno.

In answer to Mr. Taggart, Sheriff Mills referenced the generosity of the O'Connor Foundation, County residents, local businesses and organizations in support of restoring the Potter's Field Cemetery. Referencing the resolution, he noted that the mower is being purchased with grant funding.

The resolution was adopted by the following vote: Ayes 3958, Noes 0, Absent 841 (Gladstone, Ellis, Gregory).

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

RESOLUTION NO. 101

**TITLE: 2016 BUDGET AMENDMENT
TRANSFER OF FUNDS
PLANNING DEPARTMENT**

WHEREAS, the Planning Director has requested and the Planning, Recreation, Culture and Community Committee in conjunction with the Finance Committee and Budget Officer, have agreed that additional funding of appropriations is needed at this time to purchase a printer.

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

FROM:

10-18020-51000000	Personal Services	\$2,482.00
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TO:

10-18020-52200000

Equipment

\$2,482.00

The resolution was seconded by Mr. Spaccaforno.

In answer to Mr. Marshfield, Ms. Franzese said the printer would replace an existing printer.

The resolution was adopted by the following vote: Ayes 3958, Noes 0, Absent 841 (Gladstone, Ellis, Gregory).

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

RESOLUTION NO. 102

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

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.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Health is authorized to sell by trade-in, on-line auction or for scrap the following items:

<u>Vehicle No.</u>	<u>Description</u>	<u>Vehicle Identification No.</u>
70	2004 Ford Taurus	1FAFP52UX4G183350
74	2005 Ford Taurus	1FAFP53275A228858

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

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

RESOLUTION NO. 103

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

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;

NOW, THEREFORE, BE IT RESOLVED that the Department of Social Services is authorized to sell by trade-in, on-line auction or for scrap the following items:

<u>Vehicle No.</u>	<u>Description</u>	<u>Serial No./Vehicle ID NO.</u>
370	2005 Ford Taurus	1FAFP53285A228870
377	2005 Chevy Malibu	1G1ND52F85M247378

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

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

RESOLUTION NO. 104

**TITLE: PURCHASE OF HIGHWAY RIGHT OF WAY
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Delaware County Department of Public Works has entered into an Agreement with the New York State Department of Transportation to receive Federal Aid under PIN 9753.00 for the reconstruction of County Bridge 26-1, BIN 3351950, and its approaches, Town of Colchester; and

WHEREAS, the new structure and highway realignment will require additional right of way; and

WHEREAS, the Department of Public Works has followed all the Federal Requirements for acquiring highway right of way including certified appraisals and appraisal reviews; and

WHEREAS, the Board of Supervisors is authorized to provide such right of way pursuant to the provisions of Section 118 of the Highway Law; and

WHEREAS, the project has been deferred from the Federal Aid Program by NYS DOT since 2008; and

WHEREAS, as a result of that delay being longer than the two years, the temporary easement purchase authorized by Resolution No. 55 of 2010 has to be purchased again.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Department of Public Works is authorized to purchase the following parcels in the Town of Colchester for the respective amounts including damages.

Map No. 6 Parcel No. 8	0.041Acres	Temporary Easement
Arthur C. Edel & Marcia A. Edel	\$100.00	

The resolution was seconded by Mr. Valente.

Chairman Eisel granted Mr. Rowe's request to abstain from voting on this resolution as he is employed by the New York State Department of Transportation.

The resolution was adopted by the following vote: Ayes 3636, Noes 0, Absent 841 (Gladstone, Ellis, Gregory), Abstain 322 (Rowe).

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

RESOLUTION NO. 105

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 DEPARTMENT OF PUBLIC WORKS

WHEREAS, a Project for the Storm of May 13-22, 2014, County Route 21 (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, 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, right-of-way, construction and construction supervision and inspection work; and

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

RESOLVE, that the Delaware County Board hereby approves the above subject project; and

BE IT 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 preliminary engineering, right-of-way and construction and construction supervision and inspection work for the project or portions thereof; and

BE IT FURTHER RESOLVED that the sum of \$7,995 is hereby appropriated from 34-15112-54000000 and made available to cover the cost of participation in the construction and construction supervision and inspection phase of the project; and

BE IT 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

BE IT FURTHER RESOLVED that the Chairman 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

BE IT 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

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

The resolution was seconded by Mr. Valente.

Chairman Eisel granted Mr. Rowe's request to abstain from voting on this resolution as the New York State Department of Transportation employs him.

The resolution was adopted by the following vote: Ayes 3636, Noes 0, Absent 841 (Gladstone, Ellis, Gregory), Abstain 322 (Rowe).

Chairman Eisel granted Mr. Rowe's request to rescind Resolution No. 106 entitled: Authorization to Enter into an Agreement with the City of New York for Road Repair and Reconstruction on all NYC Roads Located in the County of Delaware.

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

RESOLUTION NO. 107

**TITLE: AUTHORIZATION TO SIGN CONTRACT
TREASURER'S OFFICE**

WHEREAS, the Delaware County Board of Supervisors passed Local Law No. 13 of 2015, namely "Local Law Imposing a Hotel/Motel Occupancy Tax in the County of Delaware;" and

WHEREAS, Airbnb, Inc. has approached the County offering to collect the 2% Occupancy Tax on all rentals booked through their business.

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer be authorized to sign a Voluntary Collection Agreement for Delaware County Hotel Occupancy Tax with Airbnb, Inc.

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

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

RESOLUTION NO. 108

**TITLE: RESOLUTION PROVIDING SECTIONS 89-p AND 603 (I)
(A 25 YEAR RETIREMENT PLAN FOR SHERIFFS, UNDERSHERIFFS,
CORRECTIONS OFFICERS AND DEPUTY SHERIFFS WHOSE DUTIES INVOLVE
AT LEAST 50% CRIMINAL LAW ENFORCEMENT)
PERSONNEL OFFICE**

BE IT RESOLVED that the Board of Supervisors of the County of Delaware does hereby elect to provide the Delaware County Corrections Officers titles the benefits of Sections 89-p and 603 (I) of the Retirement and Social Security Law, as presently or hereinafter amended.

The resolution was seconded by Mr. Spaccaforno.

In answer to Mr. Marshfield, Personnel Director Teddie Storey explained that the Correctional Facility is part of the Sheriff’s Office and is a law enforcement agency. Their responsibilities include processing and managing inmates and ensuring a safe environment in the jail for inmates and employees alike. Corrections Officers are considered law enforcement in the New York State Retirement System because their work involves 50 percent criminal law enforcement.

In response to Mr. Taggart, Mrs. Storey noted that the retirement plan changed from a 30-year plan to a 25-year plan in 2015. The Board ratified the plan change through the Collective Bargaining Agreement with the Corrections Officers.

The resolution was unanimously adopted.

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

RESOLUTION NO. 109

**TITLE: STANDARD WORK DAY AND REPORTING RESOLUTION
NEW YORK STATE AND LOCAL EMPLOYEES’ RETIREMENT SYSTEM**

BE IT RESOLVED, that the County of Delaware hereby establishes the following standard work days for these titles and will report the officials to the New York State and Local Retirement System based on their record of activities:

<u>Title</u>	<u>Name</u>	<u>Standard Work Day (hrs/day)</u>	<u>Term Begin-End</u>	<u>Days Per Month Based on Record of Activities</u>
Supervisor – Andes	Wayland Gladstone	6	1/01/16 - 12/31/17	1.36
Supervisor – Bovina	Tina Molé	6	1/01/16 - 12/31/17	4.83
Supervisor – Davenport	Dennis Valente	6	1/01/16 - 12/31/17	11.56
Supervisor – Delhi	Mark Tuthill	6	1/01/16 - 12/31/17	3.81
Supervisor – Franklin	Jeffrey Taggart	6	1/01/16 - 12/31/17	2.22
Supervisor – Hancock	Samuel Rowe	6	1/01/16 - 12/31/17	2.93
Supervisor – Kortright	George Haynes	6	1/01/16 - 12/31/17	1.69
Supervisor – Meredith	James Ellis	6	1/01/16 - 12/31/17	1.60
Supervisor – Middletown	Carl P. Davis	6	1/01/16 - 12/31/17	2.75
Supervisor – Stamford	Michael L. Triolo	6	1/01/16 - 12/31/17	3.61
Supervisor – Tompkins	Bill Layton	6	1/01/16 - 12/31/17	6.56

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

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

RESOLUTION NO. 110

**TITLE: APPOINTMENT OF OUTREACH AND ASSESSMENT LEADS
FOR THE NYC VOLUNTARY COMMUNITY FLOOD-BUYOUT PROGRAM
FOR FLOOD MITIGATION
DEPARTMENT OF WATERSHED AFFAIRS**

WHEREAS, the Revised 2007 Filtration Avoidance Determination of 2012 required New York City to fund a Flood Mitigation Program; and

WHEREAS, one component of that program includes a voluntary Flood Buyout Program for communities to consider; and

WHEREAS, the terms and conditions of the voluntary Flood Buyout Program for village and hamlet designated areas to consider in the New York City watershed have been completed. Unlike the existing Land Acquisition Program, these acquisitions are solely for the purpose of flood mitigation efforts with the agreement of the involved municipality; and

WHEREAS, the Catskill Watershed Corporation (CWC) is charged with funding the expenses for the Outreach Lead and Assessment Lead; and

WHEREAS, CWC has requested Delaware County to provide a resolution designating the Outreach Lead(s) and Assessment Lead(s) to represent communities in these processes in Delaware County; and

WHEREAS, Delaware County recognizes that participating municipalities may choose to conduct these tasks independently of the County's Outreach and Assessment Leads by contracting with the CWC directly.

NOW, THEREFORE, BE IT RESOLVED that Delaware County designates the Delaware County Planning Department as the Outreach Lead and the Delaware County Soil and Water Conservation District as the Assessment Lead; and

BE IT FURTHER RESOLVED, there may be unique individual community circumstances and needs that may enable either the Outreach Lead or Assessment Lead to be the only lead needed by that community.

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

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

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

RESOLUTION NO. 111

**TITLE: 2016 BUDGET MODIFICATION
TRANSFER OF FUNDS
PLANNING DEPARTMENT**

WHEREAS, Delaware County entered into contract with the A. Lindsay and Olive B. O'Connor Foundation, Inc.; and

WHEREAS, Delaware County has received funding from the A. Lindsay and Olive B. O'Connor Foundation, Inc. for future projects to be completed as per Resolution No. 193 of 2008 and Resolution No. 120 of 2014; and

WHEREAS, the Planning Department has hired summer help to assist in data collection for the development of Highway Management Plans using the funds provided for GIS Implementation; and

WHEREAS, the Planning Department has requested and the Planning, Recreation, Culture and Community Committee in conjunction with the Finance Committee and Budget Officer, have agreed to amend the appropriations at this time to include Personal Services.

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

FROM:

10-18020-54327005/8020020/908	GIS Implementation (SDWA)	\$12,000.00
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TO:

10-18020-51327000/8020020/908	Personal Services – Grant	\$10,000.00
10-18020-58332700/8020020/908	Social Security Contributions – Grant	\$1,000.00
10-18020-58932700/8020020/908	Medicare – Grant	\$1,000.00

The resolution was seconded by Mr. Valente.

In answer to Mr. Marshfield, Ms. Franzese said the County received the grant in 2008 and 2009.

The resolution was adopted by the following vote: Ayes 3958, Noes 0, Absent 841 (Gladstone, Ellis, Gregory).

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

RESOLUTION NO. 112

**TITLE: AUTHORIZATION FOR AWARDS
PUBLIC HEALTH SERVICES**

LETTING OF JUNE 15, 2016

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

NOW, THEREFORE, BE IT RESOLVED that Delaware County Public Health Services is authorized to make awards to the lowest bidders meeting specifications as follows:

Vehicle Bid #2016-001: Purchase of 2016 Nissan Pathfinder to:

Kingston Automotive LLC
140 NY-28
Kingston, NY 12401

Bid Price: \$ 25,630.50

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.

The resolution was seconded by Mr. Merrill.

Ms. Molé noted that Kingston Automotive LLC was the only bidder. The bid met or exceeded specifications.

The resolution was adopted by the following vote: Ayes 3958, Noes 0, Absent 841 (Gladstone, Ellis, Gregory).

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

RESOLUTION NO. 113

**TITLE: AUTHORIZATION FOR AWARD
DELAWARE COUNTY DEPARTMENT OF PUBLIC WORKS**

LETTING OF JUNE 21, 2016

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. 37-16 Steel Repairs on Bridge 106, BIN 3352660, Bridge Street
over Beaverkill, Town of Hancock to:
Harrison & Burrowes Bridge Constructors, Inc.

Bid Price: \$888,888.88

Other municipalities in Delaware County may participate in this award.

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.

The resolution was seconded by Mr. Haynes.

Mr. Rowe explained that in 2006 the O & W Road in the Town of Hancock was covered with water on the west end and suffered a slope failure on the east end leaving the bridge the only way in or out of East Branch. Structural steel in this truss bridge has suffered some localized section loss due to rust. The project will reinforce those areas and paint the structure

from the salt spray line (5 feet above the deck) down for future protection. The work will be paid for through the CHIPS Program.

The resolution was adopted by the following vote: Ayes 3958, Noes 0, Absent 841 (Gladstone, Ellis, Gregory).

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

RESOLUTION NO 114

TITLE: DELAWARE COUNTY REQUEST OF THE NEW YORK STATE DEPARTMENT OF HEALTH TO REQUIRE NEW YORK CITY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NYCDEP) TO CO-HOUSE THEIR WATERSHED STAFF WITH THE CATSKILL WATERSHED CORPORATION, INC. (CWC) STAFF IN THE TOWN OF MIDDLETOWN DEPARTMENT OF WATERSHED AFFAIRS

WHEREAS, Delaware County is a signatory to the 1997 New York City Watershed Memorandum of Agreement (Watershed MOA); and

WHEREAS, the Watershed MOA formed the CWC, a not for profit local development corporation whose members are the 39 towns in the West of Hudson Watershed, including 17 of the 19 towns in Delaware County; and

WHEREAS, as part of the 1997 Watershed MOA, the State of New York Department of Health approved Watershed Regulations to be enforced by NYCDEP; and

WHEREAS, the New York City Watershed Regulations as interpreted and enforced by NYCDEP greatly impact the lives and activities of residents, businesses, and municipalities throughout Delaware County; and

WHEREAS, the offices of NYCDEP, including its regulatory staff enforcing the Watershed Regulations, are located outside of the Watershed in the City of Kingston in Ulster County; and

WHEREAS, the majority of NYCDEP planning, stream and regulatory staff do not live in the Watershed; and

WHEREAS, the Coalition of Watershed Towns requested that as a condition of the 2017 Filtration Avoidance Determination NYCDEP regulatory, stream and planning staff be required to relocated to a building shared with CWC in the Town of Middletown, Delaware County; and

WHEREAS, relocating these NYCDEP staff offices to inside of the Watershed will contribute to their better understanding of the impacts of their interpretations in enforcing the New York City Watershed Regulations, enhance coordination with local agencies, and will also benefit the watershed economy if such staff persons live, shop, and raise their families inside the Watershed; and

WHEREAS, the Delaware County Board of Supervisors strongly supports the Coalition of Watershed Town’s request that NYCDEP Regulatory Staff be relocated to an office in the Town of Middletown to be shared with CWC.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors requests that the New York State Department of Health require NYCDEP to relocate planning, stream, and regulatory staff to a building in the Town of Middletown to be shared with CWC.

The resolution was seconded by Mr. Tuthill.

Chairman Eisel remarked that this is good news and will have a positive impact.

Mr. Triolo noted that this recommendation would become part of the 2017 FAD.

The resolution was unanimously adopted.

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

RESOLUTION NO. 115

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$471,617.91 were hereby presented to the Finance Committee for approval for payment on June 17, 2016 prior to presentation to the Board of Supervisors;

THEREFORE, the County Treasurer was directed to pay said expenditures as listed below and this Board now approves of said payment as follows:

General Fund	\$417,981.77
OET	\$31,526.96
Public Safety Comm System	\$0.00
Highway Audits, as Follows:	
Weights & Measures	\$0.00
Road	\$44.30
Machinery	\$18,177.65
Capital Road & Bridge	\$0.00
Capital Solid Waste	\$0.00
Solid Waste/Landfill	\$3,887.23

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$1,091,910.46 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	\$326,121.75
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OET	\$28,732.91
Public Safety Comm System	\$6,472.50
Highway Audits, as Follows:	
Weights and Measures	\$119.46
Road	\$214,374.10
Machinery	\$194,139.33
Capital Road & Bridge	\$219,772.57
Capital Solid Waste	\$46,150.79
Solid Waste/Landfill	\$56,027.05

The resolution was seconded by Mr. Spaccaforno and adopted by the following vote:
Ayes 3958, Noes 0, Absent 841 (Gladstone, Ellis, Gregory).

Upon a motion, the meeting adjourned for a short recess. Chairman Eisel invited everyone in attendance to enjoy refreshments in the lobby served by the Delaware County Dairy Princess and her Ambassador.

The meeting reconvened in regular session with all Supervisors present except Mr. Gladstone, Mr. Ellis and Mr. Gregory.

Chairman Eisel appointed Michael Krusinski to the Community Services Board.

Chairman Eisel reactivated the Capital Projects Committee appointing Supervisor Mark Tuthill as Chairman and Supervisors Wayne Marshfield and Michael Spaccaforno to oversee the mental health agencies building project.

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

RESOLUTION NO. 116

TITLE: EXECUTIVE SESSION

BE IT RESOLVED that the Delaware County Board of Supervisors convene in executive session to discuss the proposed acquisition of real property, as publicity would substantially affect the value of the property.

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

The meeting reconvened in regular session with all Supervisors present except Mr. Gladstone, Mr. Ellis and Mr. Gregory.

Upon a motion, the meeting was adjourned at 7:40 p.m.