

**REGULAR MEETING**

**DELAWARE COUNTY BOARD OF SUPERVISORS  
NOVEMBER 9, 2016**

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, November 9, 2016 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 Clerk called the roll and all Supervisors were present except Mr. Hynes.

Mr. Marshfield offered the invocation.

Mr. Triolo 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.

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

**RESOLUTION NO. 181**

**TITLE: APPOINTMENT ACTING COUNTY CLERK**

**BE IT RESOLVED** that because Sharon O'Dell has retired from the elected position of County Clerk before her term would have expired on December 31, 2018, Debra Goodrich is hereby appointed as Acting County Clerk to fulfill her term from November 1, 2016 through December 31, 2017 at the salary of \$52,000. Effective January 1, 2018, the position will be filled by election.

The resolution was seconded by Mr. Triolo.

Mr. Spaccaforno acknowledged the retirement of Sharon O'Dell and introduced Mrs. Goodrich as the appointed Acting County Clerk.

The resolution was unanimously adopted.

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

**RESOLUTION NO. 182**

**TITLE: APPOINTMENT PERSONNEL OFFICER**

**BE IT RESOLVED** that because Leonarda Storey has retired from the position of Personnel Officer before her term would have expired on April 27, 2019, Linda Pinner is hereby appointed as Personnel Officer to fulfill her term from November 5, 2016 through April 27, 2019 at the base salary for the position.

The resolution was seconded by Mr. Axtell.

Mr. Ellis introduced Mrs. Pinner as the Delaware County Personnel Officer.

The resolution was unanimously adopted.

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

**RESOLUTION NO. 183**

**TITLE: APPORTIONMENT OF MORTGAGE TAX**

**WHEREAS**, §261 of the Tax Law makes it mandatory to apportion the mortgage tax semi-annually and a report has been received from the recording officer and the County Treasurer for the period ending September 30, 2016.

**NOW, THEREFORE, BE IT RESOLVED** that the County Treasurer be directed to pay to the several towns and villages of Delaware County the amounts stated below; the same having been apportioned according to the aforementioned §261; and

**BE IT FURTHER RESOLVED** that the foregoing statement shall be to the County Treasurer a sufficient warrant for the payment of said monies.

<u>Town</u>	<u>Amount Allocated to Tax District</u>	<u>Amount Apportioned to Town</u>	<u>Amount Apportioned to Village</u>
Andes	\$30,784.62	\$30,784.62	
Bovina	\$13,203.20	\$13,203.20	
Colchester	\$11,841.16	\$11,841.16	
Davenport	\$9,448.84	\$9,448.84	
Delhi	\$36,620.70	\$31,054.27	\$5,566.43
Deposit	\$6,029.37	\$5,622.52	\$406.85
Franklin	\$13,735.34	\$13,138.00	\$597.34
Hamden	\$6,588.27	\$6,588.27	
Hancock	\$29,760.08	\$27,118.23	\$2,641.85
Harpersfield	\$8,102.84	\$7,252.47	\$850.37
Kortright	\$10,570.35	\$10,570.35	

Town	Amount Allocated to Tax District	Amount Apportioned to Town	Amount Apportioned to Village
Masonville	\$5,444.34	\$5,444.34	
Meredith	\$13,965.97	\$13,965.97	
Middletown	\$32,378.76	\$29,489.95 FL	\$889.54
		MV	\$1,999.27
Roxbury	\$20,781.59	\$20,781.59	
Sidney	\$19,425.23	\$13,857.30	\$5,567.93
Stamford	\$7,413.47	\$5,738.46 ST	\$672.87
		HO	\$1,002.14
Tompkins	\$3,959.07	\$3,959.07	
Walton	\$20,322.36	\$16,644.28	\$3,678.08
Totals ...	\$300,375.56	\$276,502.89	\$23,872.67

The resolution was seconded by Mr. Triolo.

Chairman Eisel noted that Supervisors can pick up their town checks after the meeting.

The resolution was adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

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

**RESOLUTION NO. 184**

**TITLE: TRANSFER OF FUNDS  
GENERAL FUND RESERVE TO THE COUNTY SELF INSURANCE FUND**

**WHEREAS**, upon closure of the Delaware County Countryside Care Center Enterprise Fund, the sum total of \$3,149,751.60 was transferred to the Delaware County Self Insurance Fund per Resolution No. 22 of 2010 to pay for ongoing obligations for workers' compensation benefits to former employees of Countryside; and

**WHEREAS**, a Restricted Fund Balance Account – CCC Reserved for Workers Compensation was established in the General Fund to set aside Enterprise Funds to pay residual expenses related to the sale of Countryside Care Center; and

**WHEREAS**, there are no more expenses or obligations to be paid relating to the sale of Countryside.

**NOW, THEREFORE, BE IT RESOLVED** that consistent with Resolution No. 22 of 2010 the sum of \$62,110.02 will be transferred from the General Fund Reserve Account to the Delaware County Self Insurance Fund.

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

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

### **RESOLUTION NO. 185**

#### **TITLE: ADOPTION OF 2016 DELAWARE COUNTY AGRICULTURE AND FARMLAND PROTECTION PLAN PLANNING DEPARTMENT**

**WHEREAS**, Delaware County originally adopted an Agriculture and Farmland Protection Plan in 2000; and

**WHEREAS**, Delaware County received grant funding from the O'Connor Foundation to update said plan; and

**WHEREAS**, the Delaware County Farmland Protection Board, in conjunction with the County Planning Department, Cornell Cooperative Extension and additional hired consultants, conducted a thorough update process; and

**WHEREAS**, the purpose of the plan is to increase the viability of the agricultural industry, ensure that agricultural lands persist, and improve the profitability of farms in Delaware County; and

**WHEREAS**, the Delaware County Agricultural and Farmland Protection Board (AFPB) held a public hearing on June 11, 2014 as required by NYSDAM; and

**WHEREAS**, the Delaware County Board of Supervisors held a public hearing on April 13, 2016; and

**NOW, THEREFORE, BE IT RESOLVED** that the County Board of Supervisors hereby adopt the 2016 Delaware County Agriculture & Farmland Protection Plan and forward it to the NYS Department of Agriculture & Markets for filing.

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

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

**RESOLUTION NO. 186**

**TITLE: PUBLIC HEARING FOR THE INCLUSION OF AGRICULTURALLY VIABLE LAND INTO CERTIFIED AGRICULTURAL DISTRICTS DURING THE DESIGNATED THIRTY- DAY PERIOD FOR ANNUAL DISTRICT REVIEW PLANNING DEPARTMENT**

**WHEREAS**, the Delaware County Board of Supervisors, in accordance with Chapter 523 of the Laws of 2003 amended NYS Agricultural and Markets Law, designated a thirty-day review period starting on April 1, 2016 and closing April 30, 2016 in which a landowner may submit requests for inclusion of predominately viable agricultural land within a Certified Agricultural District prior to the County-established review period; and

**WHEREAS**, the Delaware County Agricultural and Farmland Protection Board has identified each parcel proposed as “viable agricultural land,” eligible for inclusion into a Certified Agricultural District; and

**WHEREAS**, the Delaware County Board of Supervisors must hold a Public Hearing to consider the requests and recommendations of the County Agricultural Farmland Protection Board concerning the inclusion of land(s) into Agricultural District 2.

**NOW, THEREFORE, BE IT RESOLVED** that the Delaware County Board of Supervisors does hereby schedule a Public Hearing for Tuesday, November 22<sup>nd</sup> 2016 at 12:45 pm in the Board of Supervisors Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, N.Y.

**Meredith: Agricultural District 2: NYS Route 28**  
Tax ID #62.-1-23.1 (80.5 ac) Beef, Pasture, Bee hives, Hay

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

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

**RESOLUTION NO. 187**

**TITLE: FOUR-DAY WORK WEEK  
SHERIFF’S OFFICE**

**WHEREAS**, by Resolution No. 289 of October 27, 1999, the Board of Supervisors approved an agreement with CSEA Local 1000 AFSCME AFL-CIO for cooks employed by the Sheriff’s Office; and

**WHEREAS**, said agreement provides for an annual vote by employees assigned to a four-day workweek and the Board in order to continue the four-day workweek in the following year; and

**WHEREAS**, Sheriff’s Office employees participating in the four-day workweek have voted in favor of continuing the four-day workweek; and

**WHEREAS**, the Sheriff and the Public Safety Committee recommend that the four-day workweek continue through 2017.

**NOW, THEREFORE, BE IT RESOLVED** that continuation of said four-day workweek until December 31, 2017 is hereby approved.

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

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

**RESOLUTION NO. 188**

**TITLE: EXCEPTION TO RESOLUTION NO. 269-1990  
SHERIFF'S OFFICE**

**WHEREAS**, Resolution No. 269 of 1990 prohibited County employees from holding more than one County position simultaneously except if such dual employment is specifically authorized by resolution of the Board of Supervisors; and

**WHEREAS**, the Sheriff's Office is experiencing difficulties in recruiting deputies, a physician for the Corrections Facility, registered nurses and correction officers; and

**WHEREAS**, from time to time employees in other County departments are willing to work on a per-hour, as-needed basis in the Sheriff's Office.

**NOW, THEREFORE, BE IT RESOLVED** that Resolution No. 269 of 1990 is hereby temporarily waived until December 31, 2017 for County employees who are willing to work on a per-hour, as-needed basis in the Sheriff's Office.

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

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

**RESOLUTION NO. 189**

**TITLE: EXCEPTION TO RESOLUTION NO. 269-1990  
OFFICE FOR THE AGING  
VETERANS' SERVICE AGENCY**

**WHEREAS**, Resolution No. 269 of 1990 prohibited county employees from holding more than one county position simultaneously except if such dual employment is specifically authorized by resolution of the Board of Supervisors; and

**WHEREAS**, the Office for the Aging and the Veterans' Service Agency are experiencing difficulties in recruiting bus drivers, for example, to serve as drivers on a regularly needed basis to serve the elderly and medically needy; and

**WHEREAS**, from time to time employees in other county departments may be willing to work on a per-hour, as needed basis

**NOW, THEREFORE, BE IT RESOLVED** that Resolution No. 269 of 1990 is hereby temporarily waived until December 2017 for county employees who are willing to work on a per-hour, as needed basis for the Office for the Aging and the Veterans' Service Agency.

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

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

**RESOLUTION NO. 190**

**TITLE: ECONOMIC IMPACT OF EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) IN DELAWARE COUNTY OFFICE OF THE AGING**

**WHEREAS**, the Office for the Aging has been providing chore and personal care services for Delaware County residents over the age of 60 for the past thirty years through the Expanded In-Home Services for the Elderly program (EISEP); and

**WHEREAS**, the EISEP program supports and enhances the care older persons may already be receiving from families, friends and neighbors; and

**WHEREAS**, the EISEP program provides assistance to those who need help with day to day activities such as dressing, bathing, personal care, shopping and cooking; and

**WHEREAS**, the EISEP program also provides case management services which allows the older person to be evaluated and monitored for other assistive services they could be taking advantage of; and

**WHEREAS**, the Office for the Aging was established following the passing of the Older Americans Act in 1965 which governs the use of State and Federal funds; and

**WHEREAS**, the EISEP program is state and county funded, the funding levels for each County agency within New York State are pre-determined by New York State Office for the Aging with no additional funding being available when funding runs out; and

**WHEREAS**, Delaware County has the second largest senior population by percentage in New York State; and

**WHEREAS**, the 2010 Census showed that in 2010 Delaware County residents, 60 years of age and older, ranked at 28% of the County's total population while comparatively in 2015 the same age group ranked at 31% of the County's total population; and

**WHEREAS**, the 2010 Census projects that this trend will continue with the population of 60 years of age and older ranking in at 34% of the County's total population by the year 2020 with this percentage peaking in 2030 where this population will rank at 37% of the County's total population; and

**WHEREAS**, the Office for the Aging currently holds a waiting list of close to thirty clients who cannot receive EISEP services due to funding and aide shortages with an anticipation that the waiting list will be growing as the population increases; and

**WHEREAS**, the Delaware County Office for the Aging currently has nearly eighty clients receiving two or more services such as Link to Life, Home Delivered Meals and EISEP; and

**WHEREAS**, if these nearly eighty clients were not able to receive these services, they would need to be placed in either a nursing home or assisted living facility at a cost for each individual of \$6,000 per month or more which could cost the Medicaid system close to \$5.76 million annually; and

**WHEREAS**, assisting older adults through this program allows them to remain in their homes longer than if they did not receive assistive services; and

**WHEREAS**, keeping older adults in their homes longer allows the individuals to contribute to the County tax burden through their payments of property taxes; and

**WHEREAS**, keeping older adults in their homes longer would save the County and the Medicaid system over \$5 million dollars annually.

**NOW, THEREFORE, BE IT RESOLVED** that the Delaware County Board of Supervisors hereby respectfully urge to have an increase in funding brought down to the County level so that older individuals won't have to be denied needed services that will allow them to stay in their homes longer while saving tax dollars at the same time; and

**BE IT FURTHER RESOLVED** that the Clerk of the Board of Supervisors shall forward certified copies of this resolution to Governor Andrew M. Cuomo, Senator John Bonacic, Senator James L. Seward, Senator Frederick J. Akshar, II, Assemblyman Clifford W. Crouch, Assemblyman Peter D. Lopez and Assemblywoman Claudia Tenney, New York State Office for the Aging and the New York State Association of Counties (NYSAC).

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

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

#### **RESOLUTION NO. 191**

**TITLE: RESOLUTION IN SUPPORT OF EFFORTS TO IMPROVE PROBATION AND  
CORRECTIONAL ALTERNATIVES TO INCARCERATION IN NEW YORK STATE  
IN ORDER TO PROTECT THE PUBLIC  
AND REDUCE RELIANCE ON PRISON AND JAILS  
DEPARTMENT OF PROBATION**

**WHEREAS**, county Probation Departments are an integral part of the criminal justice system and operate within the legal framework of the Criminal Procedure Law, the Penal Law, and the Family Court Act; and

**WHEREAS**, it is the mission of Probation to protect the community through intervention in the lives of those under supervision by facilitating compliance with court orders and serving as a catalyst for positive change; and



**WHEREAS**, state funding for Probation was drastically reduced between 1990 and 2016 from a 46.5% state share to less than 10% in 2016, putting a huge strain on counties and cost to county property taxpayers; and

**WHEREAS**, at the same time there have been increases in the number of mandates programs and services county Probation Departments are required to provide; and

**NOW, THEREFORE, BE IT RESOLVED** that Delaware County supports the New York State Association of Counties (NYSAC) proposals put forward by the Governor to immediately enact statutory and regulatory changes that improve Probation and Alternative to Incarceration in the following ways:

- Eliminate the mandate that pre-sentence investigations must be conducted when a sentence of up to one year in jail has been negotiated
- In response to Violation of Probation (VOP) Petitions require counties to develop swift, certain, graduated responses and require courts to dispose of VOP's within 90 days
- Enable Probation to administratively modify Conditions of Probation in the provision of graduated responses.
- Establish a dedicated funding stream for juvenile services provided to Probation directly through DCJS/OPCA and
- Eliminate the requirement for dual supervision of Ignition Interlock parolees by delegating direct supervision to NYS Parole only of defendants sentenced to DOCCS.

**BE IT FURTHER RESOLVED** that the Delaware County Board of Supervisors shall forward copies of this resolution to Governor Andrew M. Cuomo, the appropriate New York State Legislators, and all others deemed necessary and proper.

The resolution was seconded by Mr. Spaccaforo.

In answer to Mr. Marshfield, Probation Director Scott Gluekert stated that over the course of a year the Probation Department has monitored approximately 85 community service cases and approximately 300 probation supervision cases. It was further noted that the Probation Department also provides an Electronic Monitoring Program, also referred to as Ankle Bracelet that can monitor up to seven participants at one time and currently has three under supervision.

Mr. Spaccaforo noted that this is another unfunded state mandate.

The resolution was unanimously adopted.

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

**RESOLUTION NO. 192**

**TITLE: RESOLUTION CALLING ON GOVERNOR ANDREW M. CUOMO AND THE STATE LEGISLATURE TO MORE EQUITABLY AND EFFICIENTLY IMPOSE THE 9-1-1 SURCHARGE ON ALL WIRELESS COMMUNICATIONS DEVICES AND USE REVENUES TO FINANCE COUNTY 9-1-1 DEPARTMENT OF EMERGENCY SERVICES**

**WHEREAS**, the State of New York imposes a \$1.20 public safety surcharge on wireless “contract telephones,” which, when it was enabled in statute, was intended to fund 9-1-1 operations and help dispatchers, first responders and law enforcement officers to communicate and respond to emergencies; and

**WHEREAS**, the “pre-paid” cellular phone market is currently not contributing resources to support 9-1-1 service; and

**WHEREAS**, it is estimated at least 1/3 of all cell phones are “pre-paid” and do not pay the \$1.20 state surcharge or the \$.30 local surcharge; and

**WHEREAS**, more than 30 states have expanded their 9-1-1 surcharge to “pre-paid” phones; and

**WHEREAS**, the growth of smart phones into the “prepaid” marketplace in recent years is accelerating and providers are moving away from annual contracts toward “prepaid” monthly programs; and

**WHEREAS**, the state’s revenues from the \$1.20 surcharge totals nearly \$200 million annually but is declining, with the majority of which is used by the state for purposes other than 9-1-1; and

**WHEREAS**, current funding mechanisms do not provide enough funding to address the essential needs of all counties nor the implementation of Next Generation 9-1-1 (NG 911).

**NOW, THEREFORE, BE IT RESOLVED** that the Delaware County Board of Supervisors calls upon Governor Andrew M. Cuomo and the State Legislature to determine a way to ensure adequate funds are available for emergency needs and authorize all counties the authority to impose a local surcharge up to a \$1.20 on ALL wireless devices that are capable of accessing 911 services; and

**BE IT FURTHER RESOLVED** that any expansion of the state surcharge to prepaid plans should commensurately authorize local surcharges for the same purpose; and

**BE IT FURTHER RESOLVED** the state should provide optional authority for the local wireless \$.30 surcharge for the 8 counties that do not currently impose this surcharge; and

**BE IT FURTHER RESOLVED** that Delaware County shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature, the Commissioner of the Division of Homeland Security and Emergency Services and all others deemed necessary and proper.

The resolution was seconded by Mr. Gladstone and Mr. Spaccaforno.

Director of Emergency Services Steve Hood explained that about 60 percent of all cell phone plans are pre-paid. The pre-paid plans do not charge the \$1.20 state surcharge or the .30¢-local surcharge and therefore is not contributing resources to support the 9-1-1 service. This resolution is asking New York State to impose these charges on all wireless devices capable of accessing 911 services.

In answer to Chairman Eisel, Mr. Hood noted that NG 911 stands for Next Generation 9-1-1 which is a voice-over internet protocol that allows digital information such as voice, photos, videos and text to flow from the public to the 911 Center, and back out to responders.

Mr. Spaccaforno pointed out that this again is another unfunded state mandate.

The resolution was unanimously adopted.

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

### **RESOLUTION NO. 193**

#### **TITLE: RESOLUTION CALLING ON GOVERNOR ANDREW M. CUOMO AND THE STATE LEGISLATURE TO PLAN FOR NEXT GENERATION 911 IN NEW YORK STATE AND CREATE A NEW YORK STATE 911 DEPARTMENT THAT SUPPORTS COUNTY PUBLIC SAFETY ANSWERING POINTS AND ENHANCES LOCAL EMERGENCY DISPATCH SERVICES DEPARTMENT OF EMERGENCY SERVICES**

**WHEREAS**, counties provide 911 services in New York State by operating Public Safety Answering Points (PSAPs) that serve all residents in times of emergency by dispatching emergency medical, fire, and police assistance; and

**WHEREAS**, counties continue to incur substantial costs to upgrade and maintain communications systems, as well as keep up to date with technological changes; and

**WHEREAS**, these changes are a fundamental shift toward an IP based 911 system that is commonly referred to as Next Generation (NG) 911; and

**WHEREAS**, NG 911 requires greater planning and investment on the part of local governments in order to keep pace with rapidly evolving consumer technologies; and

**WHEREAS**, the majority of states across the country have aggressively begun preparing for NG 911 and in numerous instances deploying significant infrastructure and policies to build the foundation for a NG 911 system; and

**WHEREAS**, New York State has done comparatively little to prepare for NG 911 and is facing significant risk in becoming a straggler in the deployment of NG 911 technologies; and

**WHEREAS**, a lag in planning and investment in NG 911 places New York's citizens at risk as they rely on a legacy 911 system that is rapidly becoming obsolete; and

**WHEREAS**, the NYS Public Service Commission (PSC) conducted a telecommunications study on 911 that required the insight of public safety and 911 experts to relay relevant public safety information to the PSC as they make 911 related telecommunications decisions; and

**WHEREAS**, the NYS Public Service Commission (PSC) intends to work collaboratively with the Department of Homeland Security and Emergency Services (DHSES), the 911 Advisory Board and the Public Safety Broadband Working Group to further advance the implementation of NG 911 in New York State, while maintaining their oversight of 911 system affordability and reliability as it pertains to providers of 911 services; and

**WHEREAS**, a New York State effort to provide coordinated leadership in the area of 911 would be most appropriately empowered to both support the mission of the PSAPs in the state as well as transition the current state's 911 legacy system to a NG 911 system that will better serve its citizens for years to come; and

**WHEREAS**, leadership from New York State is crucial to ensure success and to prevent future tragedies related to the 911 network; and

**WHEREAS**, counties urge New York State to adopt the Automated Secure Alarm Protocol (ASAP) which automates all alarms coming from alarm companies and allows for an electronic link between the Central States Alarm Association, the NLETS system and the PSAP's via the NYS e-justice system.

**NOW, THEREFORE, BE IT RESOLVED** that the Delaware County Board of Supervisors calls upon Governor Andrew M. Cuomo, the State Legislature and the Division of Homeland Security and Emergency Services to create a New York State 9-1-1 Department that best serves the public interest and supports PSAPs in New York State while continuing to allow the City of New York and the 57 counties outside of NYC to receive emergency 9-1-1 calls and dispatch emergency services in a manner that is most appropriately determined by those municipalities; and

**BE IT FURTHER RESOLVED** that the Delaware County Board of Supervisors calls upon the State Legislature and the Governor to enable a State 9-1-1 Department that would:

- Provide funding
- Issue RFPs and award contracts as necessary to support 9-1-1
- Establish standards for 9-1-1
- Apply for and distribute Federal Grant Funds
- Coordinate and provide training for 9-1-1 directors, supervisors and call takers
- Provide public education
- Provide necessary networks to support 9-1-1 both in a legacy and NG 9-1-1

environment

State

- Provide a Statewide ESInet to support interoperability within and outside of New York

- Create, maintain and distribute GIS databases
- Create and maintain NG 9-1-1 and other appropriate databases to support 9-1-1 efforts
- Provide and propose appropriate regulation/legislation/tariffs to support 9-1-1
- Represent New York State in efforts to support and advance 9-1-1 at a national level including participating in events sponsored by NASNA, NENA, APCO and the FCC

- Provide consultative services to PSAPs in NYS in regards to industry trends, products, techniques, and standards
- Help manage Civil Service exams
- Manage the TERT program
- Provide legal expertise in 9-1-1 related matters
- Serve as the liaison to 9-1-1 service providers (TELCOs, Wireless Carriers, TCCs, VoIP providers, CPE manufacturers, etc.)
- Provide coordination with the Public Service Commission and work closely with them on tariffs, legislation and other business as it pertains to the 911 field
- Provide for connectivity via the e-justice system to allow for the Automated Secure Alarm Protocol (ASAP); and

**BE IT FURTHER RESOLVED** that the Delaware County Board of Supervisors supports the extension of 911 surcharges to any device capable of connecting to 911, including prepaid devices as essential to preserving current resources for 911 services; and

**BE IT FURTHER RESOLVED** that the Delaware County Board of Supervisors shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature, the Commissioner of the Division of Homeland Security and Emergency Services and all others deemed necessary and proper.

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

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

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

**RESOLUTION NO. 194**

**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 \$1,800,000, 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	5,728,523,502	\$842,575.56
<u>Towns</u>		
Andes	435,767,697	\$64,094.56
Bovina	150,653,463	\$22,158.75

Colchester	822,871,349	\$121,031.41
Davenport	197,199,484	\$29,004.94
Delhi	313,790,463	\$46,153.63
Deposit	331,608,706	\$48,774.42
Franklin	198,491,709	\$29,195.00
Hamden	161,967,326	\$23,822.84
Hancock	428,970,584	\$63,094.82
Harpersfield	141,906,874	\$20,872.27
Kortright	158,356,353	\$23,291.73
Masonville	102,285,425	\$15,044.57
Meredith	140,767,949	\$20,704.75
Middletown	702,877,591	\$103,382.22
Roxbury	421,058,160	\$61,931.02
Sidney	278,963,241	\$41,031.10
Stamford	173,828,466	\$25,567.43
Tompkins	186,823,903	\$27,478.85
Walton	380,334,759	\$55,941.25

Villages

Delhi	95,393,813	\$14,030.94
Deposit	44,752,612	\$6,582.41
Franklin	17,264,540	\$2,539.34
Hancock	76,160,876	\$11,202.07

Stamford (Harpersfield)	29,785,575	\$4,380.99
Stamford (Stamford)	31,554,587	\$4,641.18
Fleischmanns	38,620,042	\$5,680.40
Sidney	159,920,606	\$23,521.80
Hobart	46,995,856	\$6,912.35
Walton	137,671,365	\$20,249.30

Fire Districts

Arena, Hardenburgh	16,491,950	\$2,425.71
Midd.-Hard., Hardenburgh	46,685,942	\$6,866.77
Deposit	39,539,404	\$5,815.62
<b>TOTAL</b>	<b>12,237,884,172</b>	<b>\$1,800,000.00</b>

The resolution was seconded by Mr. Spaccaferno and adopted by the following vote:  
Ayes 4549, Noes 0, Absent 250 (Hynes).

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

**RESOLUTION NO. 195**

**TITLE: PAYMENT OF AUDIT**

**WHEREAS**, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,603,250.59 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	\$494,703.36
OET	\$24,273.80
Public Safety Comm System	\$10,026.87

Highway Audits, as Follows:

Weights and Measures	\$16.15
Landfill	\$82,581.26
Road	\$47,647.49
Machinery	\$452,172.40
Capital Road & Bridge	\$479,436.75
Capital Solid Waste	\$12,392.51

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Mr. Merrill recalled Local Law Intro. No. 1 to Override the Tax Levy Limit Established in General Municipal Law §3-c. The Local Law was seconded by Mr. Taggart and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Mr. Ellis recalled Local Law Intro. No. 2 to set the 2017 salary of Cynthia Heaney, Director of Community Mental Health Services at \$93,598. The Local Law was seconded by Ms. Molé and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Mr. Ellis recalled Local Law Intro. No. 3 to set the 2017 salary of Porter Kirkwood, County Attorney at \$130,455. The Local Law was seconded by Mr. Spaccaforo and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Mr. Ellis recalled Local Law Intro. No. 4 to set the 2017 salary of Glenn Nealis, Director of Economic Development at \$79,283. The Local Law was seconded by Mr. Triolo and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Mr. Ellis recalled Local Law Intro. No. 5 to set the 2017 salary of William Campbell, Election Commissioner at \$22,542. The Local Law was seconded by Mr. Spaccaforo and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Mr. Ellis recalled Local Law 6 to set the 2017 salary of Stephen Hood, Director of Emergency Services at \$58,478. The Local Law was seconded by Mr. Spaccaforo and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Mr. Ellis recalled Local Law Intro. No. 7 to set the 2017 salary of Joseph deMauro, Director of Information Technology at \$80,011. The Local Law was seconded by Mr. Spaccaforo and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Mr. Ellis recalled Local Law Intro. No. 8 to set the 2017 salary of Wayne Reynolds, Commissioner of Public Works at \$94,967. The Local Law was seconded by Mr. Gladstone and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Mr. Ellis recalled Local Law Intro. No. 9 to set the 2017 salary of salary of Michael Sabansky, Director of Real Property Tax Services II at \$62,425. The Local Law was seconded by Mr. Spaccaforo and adopted by the following vote: Ayes 2942, Noes 1607 (Merrill, Tuthill, Axtell, Taggart, Rowe, Ellis), Absent 250 (Hynes).

Mr. Ellis recalled Local Law Intro. No. 10 to set the 2017 salary of Dana Scuderi-Hunter, Commissioner of Social Services at 90,000. The Local Law was seconded by Mr. Spaccaforo



and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Mr. Ellis recalled Local Law Intro. No. 11 to set the 2017 salary of Dean Frazier, Commissioner of Watershed Affairs at \$75,170. The Local Law was seconded by Mr. Triolo and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Mr. Ellis recalled Local Law Intro. No. 12 to set the salary of Beverly Shields, County Treasurer at \$65,578. The Local Law was seconded by Mr. Spaccaforno and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Mr. Ellis recalled Local Law Intro. No. 13 to set the 2017 salary of Thomas Mills, Sheriff at \$73,551. The Local Law was seconded by Mr. Gladstone and adopted by the following vote: Ayes 4549, Noes 0, Absent 250 (Hynes).

Budget Director Art Merrill introduced the 2017 Tentative Delaware County Budget. He thanked the department heads and committees involved for their help and support in bringing this budget to fruition. He noted that there is a change in tax levy over last year of 1.8275 percent equating to about \$568,000.

The Supervisors discussed the tax levy limit and its effect on the County budget.

Budget Director Merrill noted that state mandates are a large part of the budget. He felt if not for the state mandates, the County had the potential of presenting a budget within the tax cap requirement.

Mr. Spaccaforno pointed out that the state meets its budgetary requirements by passing its overages onto the counties.

It was stated in answer to Mr. Pigford, that efforts to challenge the state's tax limit have fallen upon deaf ears.

Mr. Rowe commented that he felt the tax levy limit challenged municipalities to a higher fiscal responsibility.

In answer to Mr. Rowe, Clerk of the Board Christa Schafer stated that \$241,536.05 referred to by the state as the casino money was received from the State Gaming Commission in June and deposited to the General fund.

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

**RESOLUTION NO. 196**

**TITLE: PUBLIC HEARING  
2017 TENTATIVE BUDGET**

**BE IT RESOLVED** that the budget, with the changes discussed, be adopted as the Tentative 2017 Delaware County Budget and a public hearing be held on the 22<sup>nd</sup> day of November, 2016 at 12:30 p.m. in the Supervisors' Room of the County Office Building, 111 Main Street, Delhi, New York.

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

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