

## REGULAR MEETING

### DELAWARE COUNTY BOARD OF SUPERVISORS MAY 9, 2018

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, May 9, 2018 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. Valente and Mr. Axtell.

Mr. Marshfield offered the invocation.

Mr. Spaccaforno 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 Mr. Triolo who introduced Director of Public Health Services Amanda Walsh.

Ms. Walsh introduced Public Health Program Coordinator, René Stratton who is a co-chairman of the Suicide Prevention Network of Delaware County (SPNDC). Ms. Stratton explained that the Network was established in 2014 to address the high rate of suicide in the County. The Network consists of community partners and individuals from human services, mental health and substance abuse agencies, law enforcement, area hospitals, schools and other interested community-based agencies. The goal of the Network is to become "a caring community free of the stigma associated with suicide, where all people can openly disclose, talk about and receive help for suicidal thinking and its impact on everyone."

Ms. Stratton pointed out that the County's suicide rate of 9.5 is higher than the New York State average of 8.1. From the year 2011-2016 an average of nine people per year committed suicide in Delaware County. Particularly vulnerable individuals include men between the ages of 30-59. Individuals in crisis typically demonstrate noticeable behavior changes. To help prevent suicide in your community it is important to know the facts, the warning signs and where to get help. The presentation referenced the County's suicide demographics by age group and encouraged members of the community to be alert to changes in the lives of their loved ones and other community members struggling with difficulties that could potentially lead to suicidal thoughts.

Supervisors and those in attendance were given a pamphlet concerning Suicide Prevention Training and a *Pocket Guide to Services and Emergency Contacts in Delaware County NY 2017* both developed by the SPNDC.

The Suicide Prevention Network of Delaware County received grant funding from the Suicide Prevention Center of NY (SPCNY) to produce Delaware County tailored public service announcements using the *Be the One to Save a Life (#Bethelto) Campaign*. A series of public service announcement videos featuring the "Be the One to" Campaign, developed by the

SPNDC, were shown.

Ms. Walsh noted that the SPNDC will be kicking off a suicide prevention campaign that will begin June 3 at the Walton Theater at which time these public service announcement videos will debut to the public. The public service announcements will then be released to local media and be available on social media.

For standing committee reports Chairman of the Social Services Committee Wayne Marshfield called the Supervisors attention to their Town's Summer Youth Employment Packet. He introduced Youth Bureau Program Director Lara Yambor. Ms. Yambor stated that the packet contains all the information the town needs to participate in the program and encouraged Supervisors to contact her with any questions regarding the program.

Mr. Marshfield noted that after an extensive search Dr. Shelly Bartow was hired as the new Executive Director for Delaware Opportunities. He introduced and welcomed Dr. Shelly Bartow who began her employment April 30.

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

### **RESOLUTION NO. 89**

#### **TITLE: 2018 BUDGET AMENDMENT ACCEPTANCE OF GRANT MONEY FROM THE GOVERNOR'S OFFICE OF STORM RECOVERY (GOSR), OFFICE OF HOUSING AND URBAN DEVELOPMENT (HUD) AND FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR THE HAZARD MITIGATION GRANT PROGRAM FOR A VOLUNTARY FLOOD BUYOUT IN THE VILLAGE AND TOWN OF SIDNEY PLANNING DEPARTMENT**

**WHEREAS**, in September 2011, the Village of Sidney experienced catastrophic flooding from Tropical Storm Lee, adversely affecting the village; and

**WHEREAS**, the GOSR assisted the Village of Sidney in the development of a New York Rising Flood Mitigation Plan; and

**WHEREAS**, the Delaware County Planning Department has applied for funding from NYS GOSR, HUD and FEMA for a voluntary flood buyout and home elevation program in accordance with the adopted plan; and

**WHEREAS**, on or about December 1, 2016, Delaware County was awarded \$18,915,104.00 from HUD to acquire 129 homes and elevate 7 homes; and

**WHEREAS**, for purposes of the Flood Buyout Program, the GOSR, HUD, FEMA and NYS OEM (with the cooperation and participation of the County) has conducted a comprehensive review under SEQRA and NEPA; and

**WHEREAS**, public notice was published in the official county papers and the Tri-Town News on November 17, 2016; and

**WHEREAS**, the project is a reimbursable program that would require Delaware County to upfront funding for purchases and payments to contractors before submitting to the GOSR for

reimbursement; and

**WHEREAS**, the Delaware County Planning Department has received confirmation from GOSR that the HUD reimbursement policy would provide for payment within 30 days after proper invoicing is received; and

**WHEREAS**, the grant contract is through September 30, 2019, at which time all project deliverables must be completed and invoices submitted for final payments and project closure; and

**WHEREAS**, the project is considered a 100% reimbursable program with the exception of local expenses including Planning Department staff administration time, local taxes paid at closing and any environmental clean-up that may arise during demolition; and

**WHEREAS**, the Delaware County Planning Department will invoice for payments at the time of each closing for reimbursement within 30 days;

**NOW, THEREFORE, BE IT RESOLVED** that the Delaware County Board of Supervisors accepts these grant moneys and authorizes the Chairman of the Board to enter into agreement with NYS OEM, FEMA, GOSR and HUD as necessary to implement the Flood Buyout Program; and

**BE IT FURTHER RESOLVED** that Delaware County will commit initial funds in the amount of \$2,000,000.00 to be used as a revolving account for purchases and contract payment throughout the duration of the project; and

**BE IT FURTHER RESOLVED** that Delaware County will commit \$50,000 into the Delaware County Planning Department budget for non-reimbursable expenses; and

**BE IT FURTHER RESOLVED** that the 2018 Budget be amended as follows:

**INCREASE REVENUES:**

10-18020-43398901/8020025/908	State OTR Home & Comm Grant	\$2,000,000.00
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**INCREASE APROPRIATIONS:**

10-18020-54327000/8020025/908	Gen Grant Related Exp	\$2,000,000.00
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**TRANSFER FUNDS:**

**FROM:**

10-11990-54900000	Contingency	\$50,000.00
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**TO:**

10-18020-54486000/8020025/908	Non Remb Flood Buyout Expenses	\$50,000.00
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The resolution was seconded by Mr. Ellis.

In response to Mr. Pigford's concern regarding acceptable reimbursement invoicing, Director of Planning Shelly Johnson-Bennett explained that the state's Elations accounting system is set up to require detailed invoicing of services from the contractors before approval to pay an invoice is given. She noted that she has been working with Sidney residents and Congressman John Faso to exempt properties located in flood hazard areas that are participating

in an approved buy-out program from the mandatory purchase requirement under the National Flood Insurance Program.

Chairman Molé noted that Congressman John Faso introduced the Flooded Homeowner Financial Relief Act of 2018 to Congress in April of this year and the bill is in its first stage of the legislative process.

The resolution was adopted by the following vote: Ayes 4331, Noes 0, Absent 468 (Valente, Axtell).

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

### **RESOLUTION NO. 90**

#### **TITLE: AUTHORIZATION TO ENTER INTO AGREEMENT WITH THE TOWN OF HANCOCK FOR THE TRANSFER OF JURISDICTION OF A SECTION OF COUNTY ROUTE 17 DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, the County has jurisdiction over County Route 17 in the Towns of Colchester and Hancock; and

**WHEREAS**, the section of County Route 17 between mile markers 7.0 and 7.6 in the Town of Hancock runs along an extremely steep slope down to the East Branch of the Delaware River; and

**WHEREAS**, within that section of the highway, there are a number of slope failures that have reduced the County road to an alternating one lane roadway which is controlled by stop signs; and

**WHEREAS**, the County has obtained estimates for the stabilization of the roadway so it could be returned to a two lane roadway with a cross section consistent with the remainder of the road and it is not cost effective; and

**WHEREAS**, the section of County Route 17 between NYS Route 17 Exit 89 at Fishs Eddy and Exit 90 at East Branch is a low volume road; and

**WHEREAS**, State Route 17 parallels County Route 17 between Fishs Eddy and East Branch so is a viable alternate route; and

**WHEREAS**, the County continues to monitor the slope failures for movement in anticipation of closing the road to through traffic and constructing hammer head turn arounds on either end of the failures when the slope starts to move again; and

**WHEREAS**, the Town of Hancock is desirous of keeping the road open to a lesser standard and has offered to assume jurisdiction of the section of road between Fishs Eddy and East Branch in trade for \$150,000 payable over two years and County Truck #303 (a 1999 International single axle dump truck with snowplow, wing and spreader); and

**WHEREAS**, it is in the County's best interest to abandon the jurisdiction of the section of CR 17 from NYS Rte. 17 Exit 89 to Exit 90.

**NOW, THEREFORE, BE IT RESOLVED** that the Chairman of the Board is herewith authorized to execute any and all agreements and documents necessary to complete the transfer.

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

Mr. Spaccaforno withdrew Resolution No. 91 entitled: *Amendment of the Rules of the Delaware County Board of Supervisors* for further editing.

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

## **RESOLUTION NO. 92**

### **TITLE: RESOLUTION CALLING FOR SUPPORT OF NEW YORK STATE SENATE BILL S8210 REQUESTING THE STATE DIRECTOR INCREASE PAYMENT OF ALLOCATED FUNDS FOR THE DELAWARE COUNTY VETERAN SERVICES AGENCY**

**WHEREAS**, New York State Senate Bill S8210 is requesting amendment to Section 1. Subdivision 1 of Section 359 of the Executive Law, as amended by Chapter 196 of the Laws of 2009, be further amended; and

**WHEREAS**, currently the NY State Director, in conjunction with the Commissioner of Veterans Affairs, makes annual payments to Delaware County Veteran Services in the amount equal to fifty per centum of expenditures totaling \$8,529; and

**WHEREAS**, this bill would remove the restriction of fifty per centum of expenditures; and

**WHEREAS**, by lifting this restriction additional funds would be made available to the Delaware County Veteran Services Agency based on total population within the county; and

**WHEREAS**, although this would not cover all expenses, an increase would assist in expenditures for maintenance and operation thereby providing further services to Delaware County veterans; and

**NOW, THEREFORE, BE IT RESOLVED** that the Delaware County Board of Supervisors fully supports New York State Senate Bill S8210; and

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that the Clerk of the Board of Supervisors forward copies of this resolution to Senator Charles E. Schumer, Senator Kirsten E. Gillibrand, Congressman John J. Faso, Senator James L. Seward, Senator John J. Bonacic, Senator Fred Akshar, II, Assemblyman Clifford W. Crouch, and Assemblyman Brian D. Miller.

The resolution was seconded by Mr. Hynes 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. 93**

**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 March 31, 2018.

**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.

Town	Amount Allocated to Tax District	Amount Apportioned to Town	Amount Apportioned to Village
Andes	\$11,326.88	\$11,326.88	
Bovina	\$10,389.34	\$10,389.34	
Colchester	\$7,914.79	\$7,914.79	
Davenport	\$16,733.77	\$16,733.77	
Delhi	\$22,597.27	\$19,170.57	\$3,426.70
Deposit	\$26,176.54	\$24,421.11	\$1,755.43
Franklin	\$16,057.25	\$15,366.51	\$690.74
Hamden	\$11,071.96	\$11,071.96	
Hancock	\$18,025.33	\$16,422.00	\$1,603.33
Harpersfield	\$11,759.00	\$10,531.44	\$1,227.56
Kortright	\$9,740.17	\$9,740.17	
Masonville	\$3,839.75	\$3,839.75	
Meredith	\$6,632.73	\$6,632.73	
Middletown	\$37,330.13	\$34,058.23 FL	\$1,007.50
		MV	\$2,264.40
Roxbury	\$39,440.02	\$39,440.02	
Sidney	\$26,123.06	\$18,612.05	\$7,511.01

Stamford	\$15,579.77	\$12,049.22 ST	\$1,418.26
		HO	\$2,112.29
Tompkins	\$3,879.67	\$3,879.67	
Walton	\$20,082.63	\$19,092.39	\$990.24
Totals ...	\$314,700.06	\$290,692.60	\$24,007.46

The resolution was seconded Mr. Spaccaforo and adopted by the following vote: Ayes 4331, Noes 0, Absent 468 (Valente, Axtell).

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

**RESOLUTION NO. 94**

**TITLE: APPROVAL OF MODIFICATIONS AND RENEWAL OF AGRICULTURAL DISTRICT NO. 14 PLANNING DEPARTMENT**

**WHEREAS**, Delaware County has complied with the eight-year review procedure of Agricultural Districts 14 in the Towns of Franklin, & Meredith; and

**WHEREAS**, the Delaware County Board of Supervisors held a Public Hearing on Wednesday, May 9, 2018 for any public comment; and

**WHEREAS**, the Agricultural and Farmland Protection Board and the County Planning Board have reviewed said Districts and have recommended that said Agricultural District 14 be renewed with the following modifications:

**Town of Franklin**

Removed	13.74
New Additions	1,060.59
District 14 after modifications	9,745.73

**Town of Meredith**

Removed	29.79
New Additions	161.49
District 14 after modifications	1,690.58

Agricultural District 14 after the 2010 8-year review: 11,436.31

**NOW, THEREFORE, BE IT RESOLVED** that Agricultural District No. 14 be renewed with the above recommended modifications.

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

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

**RESOLUTION NO. 95**

**TITLE: PAYMENT OF AUDIT**

**WHEREAS**, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,308,519.38 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	\$1,084,073.15
OET	\$5,007.13
Public Safety Comm System	\$797.00
CAP 97-Main Street	\$0.00
Highway Audits, as Follows:	
Weights and Measures	\$35.00
Landfill	\$16,486.11
Road	\$49,119.32
Machinery	\$51,433.85
Capital Road & Bridge	\$69,549.91
Capital Solid Waste	\$32,017.91

The resolution was seconded by Mr. Gladstone and Mr. Marshfield and adopted by the following vote: Ayes 4331, Noes 0, Absent 468 (Valente, Axtell).

Upon a motion, the meeting adjourned at 2:00 p.m.