

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS AUGUST 22, 2018

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, August 22, 2018 at 4:00 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.

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

The Clerk stated that she is in receipt of a resolution passed by the Town of Davenport requesting that the Board of Supervisors give serious consideration to setting guidelines allowing for a "Public Comment" period as a regular part of all County Board Meetings.

All other communications received have been referred to their respective committees for review.

Chairman Molé granted privilege of the floor to Mr. Hynes. Mr. Hynes introduced Roxbury Arts Group Executive Director Jenny Rosenzweig and Grants and Community Coordinator Solveig Comer.

Ms. Rosenzweig stated that she has served as Executive Director since 2011 and explained that the Roxbury Arts Group is a non-profit multi-arts organization founded in 1979. The organization is dedicated to making the arts an integral part of the life of all segments of our Catskill communities.

She noted that the Roxbury Arts Group is the administrator of the Decentralization Grant Program (DGP) in Delaware County. The DGP is a state-wide re-grant program of the New York State Council on the Arts that provides funding to non-profit organizations and artists within Delaware County for special projects and programs. She proudly stated that in 2018, thirteen grants were awarded through the DGP offering programs and events throughout the County. To provide further information, she introduced Grants and Community Coordinator Solveig Comer.

Ms. Comer explained that the DGP provides funding for art projects and programs on a local level. There are three categories of grants through this program; Community Arts, Arts Education and Individual Artist. All require that projects exhibit artistic merit and community benefit. The applicant must also demonstrate the ability to manage their project appropriately if funded. A total of \$37,800 of funding is available to Delaware County for 2019. The grant deadline is Friday, November 2. There are grant information sessions scheduled and one-on-one consultations available by appointment.

Additional information is available by contacting Ms. Comer at 607-326-7908 or at community@roxburyartsgroup.org. Complete guidelines and links to the application can be found at the Roxbury Arts Group website www.roxburyartsgroup.org.

Mr. Merrill stated that in 2015 the Town of Colchester received grant funding from the DGP for the Eagle Streetscape Art Project in the Hamlet of Downsville. The project was favorably received and has spurred ongoing projects.

For standing committee reports, Chairman of the Social Services Committee Wayne Marshfield shared that the County passed a resolution recognizing the third Friday in September as National POW/MIA Day in the United States. He introduced the Director of Veterans Service Agency Charles Piper.

Mr. Piper shared that in 2015 the County passed Resolution No. 162 entitled: POW/MIA Recognition Day. The resolution joins the federal government in designating the third Friday of September and every third Friday of September thereafter as a day to honor these soldiers and their families who have made significant sacrifices for their country. The Defense POW/MIA Accounting Agency uses their funding to find, return and identify the remains of missing military members. On Aug. 1, 2018, carry teams moved the remains of 55 military members lost in the Korean War. Knowing a loved one has been returned home brings closure and is of great importance to the family. He encouraged everyone to take a few minutes on September 21 to reflect on the sacrifices made by these dedicated men and woman.

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

RESOLUTION NO. 150

**TITLE: 2018 BUDGET AMENDMENT
TRANSFER OF FUNDS
PERSONNEL OFFICE**

WHEREAS, the New York State contract for computer equipment was changed due to unavailability; and

WHEREAS, the quoted amount budgeted is not sufficient for the purchase necessitating a transfer of funds.

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

FROM:

10-11430-54105020	Advertising	\$57.80
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TO:

10-11430-52200000	Equipment	\$57.80
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The resolution was seconded by Mr. Spaccaferno and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 151

**TITLE: 2018 BUDGET AMENDMENT
TRANSFER OF FUNDS
SHERIFF'S OFFICE**

WHEREAS, funds are needed to complete the purchase of two replacement scanners that unexpectedly stopped working in the Jail; and

WHEREAS, these scanners are needed in the daily operations of the Jail; and

WHEREAS, a transfer of funds is necessary for the purchase.

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

FROM:

10-13150-54310000	Jail- Food Line	\$1,568.02
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TO:

10-13150-52200000	Jail - Equipment	\$1,568.02
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The resolution was seconded by Mr. Davis and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 152

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

WHEREAS, Resolution No. 37 of 2018 authorized the Chairman of the Board to enter into an agreement with NYS DOT for the preliminary engineering and design phase of a Federal Aid and State project to paint two County bridges; and

WHEREAS, Resolution No. 34 of 2018 authorized the Department of Public Works to award McFarland Johnson Engineers a contract for the preliminary engineering and design phase of the project for a maximum amount payable of \$22,893.08; and

WHEREAS, McFarland Johnson has completed the preliminary engineering and design plans and the project is ready to go to bid; and

WHEREAS, the DPW anticipates that the County will receive a supplemental agreement from the NYS DOT for the construction phase of the project; and

WHEREAS, the DPW has negotiated with McFarland Johnson Engineers for the construction inspection phase of the project.

NOW, THEREFORE, BE IT RESOLVED that the DPW is authorized to make award to McFarland Johnson Engineers, 49 Court Street, Binghamton, NY 13902 for construction phase services for the project.

Proposal Fee: Maximum Amount Payable \$64,000.00

The resolution was seconded by Mr. Spaccaformo.

In reply to Mr. Marshfield, Commissioner of Public Works Wayne Reynolds stated the bridges represented are 44-1 located in the Town of Sidney and the Charles Meddler Bridge located in the Town of Hancock.

The resolution was adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 153

TITLE: CHANGE ORDER NO. 2 OF PROPOSAL NO. 37-17 DEPARTMENT OF PUBLIC WORKS

WHEREAS, Resolution No. 50 of 2018 authorized the award of Proposal No. 37-17, “Delaware County Bridge Structural Steel Preservation Project, PIN 9754.32, D035654” to Rover Contracting Inc., 2424 Route 52, Suite 2F, Hopewell Junction, NY 12533 for the bid amount of \$272,800.00; and

WHEREAS, Resolution No. 143 of 2018 authorized the execution of Change Order No. 1 of Proposal No. 37-17 extending the contract completion date until June 29, 2018; and

WHEREAS, the consulting engineering firm that has been performing the construction inspection has been working with the contractor to reach an agreement on the final quantities for the contract; and

WHEREAS, during the course of the construction, the quantities of items 546.100001 and 571.03 exceeded the contract quantities resulting in a cost increase for those items equal to \$14,876.80; and

WHEREAS, during the course of the construction, the quantities of items 570.02, 570.03, 570.04 and 582.05 were less than the contract quantities resulting in a cost decrease for those items equal to \$8,944.85; and

WHEREAS, during the course of the construction it was determined that there was no need for items 637.11, 637.34, 697.03, 698.04, 698.05, 698.06 resulting in a cost decrease of \$22,000; and

WHEREAS, item 571.03 “disposal of hazardous paint waste containing lead” exceeded the contract quantity by more than 25% which resulted in a need to negotiate a new unit price for that portion of the quantity that exceeded 125%; and

WHEREAS, the renegotiated unit price for item 571.03 of \$3.67 per pound was lower than the contract bid price of \$20.00 per pound but resulted in a cost increase of \$18,757.37.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 2 of Proposal No. 37-17 increasing the contract by \$2,689.32 resulting in a final contract amount of \$275,489.32.

The resolution was seconded by Mr. Spaccaferno and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 154

**TITLE: AUTHORIZATION TO ACCEPT AMENDMENT NO. 1 TO
PRELIMINARY ENGINEERING FOR PHASE II
OF COMPOSTING PLANT AIR HANDLING SYSTEM
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 100 of 2018 authorized the Department of Public Works to enter into a contract with GHD for professional services including the preliminary engineering for Phase II of the Compost Plant air handling system modifications; and

WHEREAS, a portion of System D of the air handling system located in the secondary refining area which was not originally intended to be in the system upgrades, has failed and is in immediate need for replacement; and

WHEREAS, GHD has provided a proposed Amendment No. 1 to the contract that will cover the redesign, preparation of plans and specifications and bidding services required to replace the failed section at hourly rates for a not to exceed cost of \$16,500.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Department of Public Works is authorized to execute Amendment No. 1 with GHD Consulting Services Inc., One Remington Park Drive, Cazenovia, NY 13035 for professional services relating to Phase II of the Composting Plant air handling system at a cost of \$16,500 and increasing the total contract to \$40,500.

The resolution was seconded by Mr. Davis and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 155

**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>Dept/Vehicle</u>	<u>Description</u>	<u>Serial No./Vehicle ID</u>
DSS 406	2010 Ford Fusion	3FAHP0GA2AR110214

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

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

RESOLUTION NO. 156

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

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

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is authorized to sell is authorized to sell by trade-in, on-line auction or for scrap the following item and all spare parts:

<u>Dept/Vehicle</u>	<u>Description</u>	<u>SN/VIN</u>
DPW 421	2003 International Vacuum Truck	1HTGGAHT33H560375

The resolution was seconded by Mr. Davis.

Mr. Haynes advised that the Department's new vacuum truck has been received and the 2003 truck will be sold on Auction International. Any monies recovered will be turned over to the Catskill Watershed Corporation per the agreement.

In answer to Mr. Marshfield, Commissioner Reynolds said that Auction International has been very effective for the County. Ms. Molé, Mr. Merrill and Mr. Marshfield stated their towns have also been pleased with the exposure and results of Auction International.

The resolution was unanimously adopted.

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

RESOLUTION NO. 157

**TITLE: RESCINDING OF RESOLUTION NO. 137 OF 2018
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 137 of 2018 authorized the Department of Public Works and the County Attorney to initiate the eminent domain procedure process on Site No. 11; and

WHEREAS, Site No. 11 is owned by Bob and Joyce Bishop and the Bishops initially offered their property, located in the Town of Hamden, to the County for consideration of the siting of the new DPW facility; and

WHEREAS, the Bishops and the County have been unable to successfully negotiate a purchase price; and

WHEREAS, the County Attorney having advised the Board that paying \$1,200,000 for the Bishop property would be a gift of public money; and

WHEREAS, the Board of Supervisors held a public forum to comment on the County's position on eminent domain and the DPW siting on August 6, 2018 at the Public Safety Building; and

WHEREAS, at the public forum the Bishops made it clear that they no longer wished to have their property considered and selected for the development of the DPW site and were rescinding their offer to sell their property to the County.

NOW, THEREFORE, BE IT RESOLVED that Resolution No. 137 of 2018 is herewith rescinded; and

BE IT FURTHER RESOLVED that due to the large disparity between the certified, appraised value and the inflated, non-negotiable asking price for the property and further that the owners no longer wish to have their property considered, that Site No. 11 will no longer be considered for the proposed Public Works project.

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

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

RESOLUTION NO. 158

**TITLE: MODIFICATION OF RESOLUTION NO. 69 OF 2018
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 69 of 2018 identified the development of a hybrid option for the DPW garage replacement which included Site Nos. 7 and 11; and

WHEREAS, Resolution No. 69 of 2018 authorized DPW to initiate negotiations for an option on Site No. 11 to allow the onsite investigations required to complete the SEQRA investigations; and

WHEREAS, Resolution No. 157 of 2018 terminated negotiations for Site No. 11 and removed the site from further consideration; and

WHEREAS, the hybrid model includes the patrol garage and office building on Site No. 7 and the shop and specialty crews located on a remote site.

NOW, THEREFORE, BE IT RESOLVED that Resolution No. 69 of 2018 is herewith modified to remove Site No. 11 from the hybrid model and authorize the Public Works Committee to seek other alternative locations for the companion site to Site No. 7.

The resolution seconded by Mr. Spaccaferno and was adopted by the following vote: Ayes 4266, Noes 533 (Eisel, Davis), Absent 0.

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

RESOLUTION NO. 159

**TITLE: INCLUSION OF AGRICULTURALLY VIABLE LAND INTO
CERTIFIED AGRICULTURAL DISTRICTS DURING DESIGNATED THIRTY- DAY
PERIOD FOR ANNUAL AGRICULTURAL 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 from April 1 to April 30, 2018 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 to verify that each parcel proposed is “viable agricultural land” and meets the eligibility requirements for inclusion into a Certified Agricultural District; and

WHEREAS, the Delaware County Board of Supervisors held a Public Hearing, Wednesday, July 25, 2018 at 3:45 p.m. in the Board of Supervisors Room of the County Office Building, 111 Main Street, Delhi, NY to consider the requests and recommendations of the County Agricultural Farmland Protection Board concerning the inclusion of land(s) into Agricultural District No. 17; and

WHEREAS, the Delaware County Board of Supervisors has authorized the preparation of an Agricultural Environmental Assessment form as required by § 303-b of the Agriculture & Markets: Agricultural Districts Law.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors does hereby adopt the inclusion of the following properties into Agricultural District No. 17.

Davenport: Agricultural District No. 17:

Tax ID #23.-1-19.1 (12.11 ac) Dutch Hill Rd.

Tax ID #24.-1-34.14 (8.6 ac) Dutch Hill Rd.

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

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

RESOLUTION 160

TITLE: DELAWARE COUNTY SUPPORTS THE CATSKILL WATERSHED CORPORATION'S PROPOSAL TO REVIEW ALL LAND ACQUISITION DEPARTMENT OF WATERSHED AFFAIRS

WHEREAS, Delaware County has passed numerous resolutions decrying the New York City Department of Environmental Protection's (NYCDEP) core Land Acquisition Program (LAP) and outlining the many negative impacts this program has on Delaware County, (see Resolution Nos. 185 of 2017, 74 of 2018, 75 of 2018 and 128 of 2018); and

WHEREAS, in a letter to Thomas Snow of the New York State Department of Environmental Conservation (NYSDEC), dated July 13, 2018, regarding community sustainability and the 2010 Water Supply Permit (WSP), the local representation on the Catskill Watershed Corporation (CWC) Board of Directors raised concerns that the 2010 WSP, "does not take into account community sustainability in continuing purchases of land throughout the New York City West of Hudson Watershed..." and

WHEREAS, the past 20 years have demonstrated that despite the vast amount of open space in the watershed lands within Delaware County (due in large part, to topography, climate and general economic and social realities), there is little or no potential for new significant adverse development in the watershed lands within Delaware County (in other words, the threat that the City LAP was designed to address does not exist in the majority of watershed communities within Delaware County); and

WHEREAS, the letter notes that core LAP funds are currently being used to purchase the most developable lands in the watershed, rather than those which are most important for water quality and that a recent proposal to increase the natural features criteria thresholds will not change this; and

WHEREAS, several parcels approved by local planning boards as residential subdivisions and/or common plan developments are being solicited and purchased by New York City, negating proactive planning efforts to control growth and development as per local comprehensive plans and land use laws; and

WHEREAS, *Delaware County 2017 Beyond Land Acquisition Report* concluded and demonstrated that in a substantial number of Delaware County towns the actual amount of developable land remaining is insufficient to "allow existing development to continue and future growth to occur in a manner that is consistent with the existing community character and planning goals" of those communities; and thus the "city's land acquisition goals for those communities did not ensure ... the availability of developable land ... will remain sufficient to accommodate projected growth" and thus the continuation of large tracts of land acquisition could "substantially changing future population patterns.." ; and

WHEREAS, the availability of parcels substantially adjacent to population centers, sewer and water infrastructure and good public road access are necessary for the development of affordable housing, community service projects (i.e. sewer systems, water supply wells, government facilities, etc.), and commercial business growth; and

WHEREAS, an evaluation of available lands that meet this criterion shows a very limited number of parcels in each community that can be used for these essential services that will ensure long term sustainability; and

WHEREAS, the local officials on the CWC Board of Directors are, “extremely concerned that continued land purchases by NYCDEP may have already resulted in development being unable to continue, in future growth being unable to occur, and remaining land will not be sufficient to accommodate any future growth...,” and they are requesting that, “the CWC Board of Directors be provided notice of all City acquisitions prior to contract, and that NYSDEC and NYCDEP accept comments from the CWC Board on all NYCDEP acquisitions, including comments concerning community sustainability.” The Board would review all proposed land acquisitions, in fee or easement, and provide comments.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors shares the concerns of the local officials of the CWC Board of Directors, and strongly supports their request; and

BE IT FURTHER RESOLVED the resolution be forwarded to NYSDEC Coordinator Thomas Snow, Catskill Watershed Corporation Executive Director Alan Rosa, NYS Department of Health Chief Patrick Palmer, US Environmental Protection Agency Regional Administrator Peter Lopez, and NYC Department of Environmental Protection Commissioner Vincent Sapienza.

The resolution was seconded by Mr. Eisel.

Mr. Gladstone, referencing the Watershed Agricultural Council (WAC) Easement Program, shared that he has had a change of heart with regard to his favorable vote on this issue and will be voting against this resolution. He does not believe there needs to be additional community oversight and feels the current notification process to affected communities offers sufficient transparency. He does not believe and is offended by the thought that the easement program is equivalent to an “environmental land grab” as has been stated by members of the Board of Supervisors.

Chairman Molé stated that the concern of the communities is that by the time notification reaches the town level for review the contract has already been signed.

Mr. Taggart, Mr. Marshfield and Mr. Triolo shared that the resolution is seeking to create a process that provides notification prior to the contracts being signed in order to allow the towns an opportunity to review the purchase. Unfortunately, once the contract is signed only fishing, hunting and trapping can be commented on. The concern is that developable land, not related to water quality, is part of the land acquisition. Each felt frustrated that the Board continues to discuss land acquisition issues but has no tools in place to take an action.

Mr. Spaccaforno stated that there are three farmers on the Masonville Town Board who are opposed to conservation easements. The farmers see the easement as a devaluation of land because the land becomes undevelopable and reduces the tax base. The City owns a great amount of land and continues to acquire more. He expressed concern that as the assessment rate on the land changes the tax assessment reduces causing further difficulty to the affected communities

Mr. Gladstone stated in response to Mr. Spaccaferno that the desires of the owner need to be expressed at the time of negotiation. If the owner intends to develop the land in the future this can become part of the easement terms negotiated at the time of the contract.

Mr. Marshfield stated that actions previously taken by the Board of Supervisors and affected communities do not seem to be working. He referenced a situation in the Town of Hamden where New York City intends to purchase a nine lot major subdivision developed by the town. The town strongly opposed the purchase and through the proper channels objected to the purchase but received a letter from the City stating they will be moving forward with the purchase. The town responded to the City with a strong letter of disappointment stating the purchase is a violation of the Memorandum of Agreement.

Mr. Spaccaferno and Mr. Davis expressed concern that many of these sales to the City are being driven by investors who are buying property and selling it at prices only the City can afford to pay.

Mr. Tuthill shared that at the last meeting of the Coalition of Watershed Towns (CWT) there was discussion of the review process and the possibility of creating a reference list for owners to consider prior to negotiating their final easement terms. For example, if land development is a future consideration there needs to be adequate land reserved for setbacks, sewer and water. If these considerations are written into the easement terms at the time of negotiation it would prevent some of the conflicts arising from the lack of stipulations. The CWT members felt the resolution had merit and are in support of it.

Mr. Eisel noted that he supports this resolution and sees it as a tool that allows the affected communities to comment prior to a sale. To his disappointment, the City has also acquired land in the Town of Harpersfield that has no relation to water quality.

The resolution was adopted by the following vote: Ayes 4669, Noes 130 (Gladstone), Absent 0.

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

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

RESOLUTION NO. 161

TITLE: APPROPRIATION OF CAPITAL FUNDS DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Department has progressed the Controlled Demolition/Asbestos Abatement Project for the Delhi Shop and the Replacement of Culverts on Odell Lake Extension Road in the Town of Harpersfield to the bidding phase; and

WHEREAS, the bids were opened at 11:00 a.m. on August 22, 2018; and

WHEREAS, the Department would like to appropriate the necessary funding directly for these two projects so that award can be made as soon as the bids have been reviewed and approved in order to ensure that they are performed within the 2018 construction season.

NOW, THEREFORE, BE IT RESOLVED that \$600,000 be appropriated from account no. 34-15112-54000000 to cover the cost of these two projects.

The resolution was seconded by Mr. Spaccaforo.

Mr. Haynes stated that the \$600,000 is the total amount of the high bids opened this morning. The bids need to be reviewed and awarded by DPW. The low bid for the demolition of the DPW garage is \$144,000 and the low bid for the Town of Harpersfield project is \$320,000.

Chairman Molé commented that the low bid for the demolition was significantly lower than anticipated.

The resolution was adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 162

**TITLE: AMENDMENT TO RESOLUTION NO. 146-18
SALE OF COUNTY OWNED PROPERTY
TREASURER'S OFFICE**

WHEREAS, the description was incorrect.

RESOLVED that the following described parcels of tax acquired property be sold to the parties indicated for the price herein stated and the County Treasurer is authorized to execute and deliver deed, therefor, and to cancel all Delaware County tax liens thereon upon receipt of cash consideration hereinafter set forth.

	HAN14TX.149
<u>ASSESSED TO:</u>	<u>SCARPINIO MARIE & FRANK M JR</u>
TOWN OF:	123601:HANCOCK
TAX MAP NO:	429.13-2-31
SCHOOL DISTRICT:	123606:HANCOCK
ACREAGE:	0.13 ACRES
CONVEYED TO:	BERRIED TREASURES LLC 248 BEAVERKILL MOUNTAIN ROAD ROSCOE NY 12776-3001
CASH CONSIDERATION:	\$50,000.00
TAX DEFICIT:	\$28,861.61

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 163

**TITLE: DESIGNATION OF DELAWARE COUNTY AS LEAD AGENCY
FOR THE PURCHASE OF LANDS AND CONSTRUCTION OF A FACILITY
FOR BEHAVIORAL HEALTH PROGRAMS INCLUDING
DELAWARE COUNTY MENTAL HEALTH SERVICES
AND ALCOHOL AND DRUG ABUSE SERVICES
CAPITAL PROJECTS COMMITTEE**

WHEREAS, Delaware County has recognized the need to consolidate services for behavioral health programs including the mental health clinics for adults and youth and the drug and alcohol abuse services; and

WHEREAS, Delaware County has completed a comprehensive siting assessment for the construction of a new 17,000 square foot facility to be located on Delaware Avenue in Walton, New York; and

WHEREAS, the Delaware County Capital Projects Committee has contracted engineering and facilities development services from C&S Companies out of Syracuse, New York to assist with the engineering and building design, site layout and environmental reviews; and

WHEREAS, extensive studies have been completed at the proposed site including soils analysis, geologic reviews, floodplain analysis, traffic studies and wetland delineations; and

WHEREAS, based on a review of NYCRR Section 617.4, Type I Actions, it has been determined this action is considered an unlisted action for the purposes of the State Environmental Quality Review (SEQR); and

WHEREAS, all studies completed have been used to complete Part 1 of the Full Environmental Assessment Form for Type I and Unlisted Actions;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors declares themselves lead agency for the purchase of property and construction of the Consolidated Facility for Behavioral Health Programs and will coordinate the environmental review with all other involved agencies.

The resolution was seconded by Mr. Spaccaforno.

Mr. Tuthill stated that this resolution brings the project one step closer to issuing a negative declaration on the state environmental review allowing the County to move forward on the design.

The resolution was unanimously adopted.

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

RESOLUTION NO. 164

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$956,839.87 were hereby presented to the Finance Committee for approval for payment on July 25, 2018 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	\$890,929.47
OET	\$9,650.81
Public Safety Comm System	\$3,392.52
Capital 97 Main	\$0.00
Highway Audits, as Follows:	
Weights & Measures	\$512.23
Road	\$170.51
Machinery	\$31,388.47
Capital Road & Bridge	\$0.00
Capital Solid Waste	\$0.00
Solid Waste/Landfill	\$20,795.86

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$2,172,123.88 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	\$388,178.45
OET	\$6,317.11
Public Safety Comm System	\$72,219.36
Capital 97 Main	\$2,623.11
Highway Audits, as Follows:	
Weights and Measures	\$233.91
Road	\$235,852.69
Machinery	\$532,642.79
Capital Road & Bridge	\$728,877.98
Capital Solid Waste	\$70,021.21
Solid Waste/Landfill	\$135,157.27

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

Chairman Molé thanked Director of Veterans Service Agency Charles Piper and his Assistant Director Donna Elderkin for resolving an issue an individual had been struggling to resolve for over two years. The individual came in to the office of the Board of Supervisors in the pouring rain to let Chairman Molé know how grateful he was that Mr. Piper was able to solve his issue.

Chairman Molé thanked Director of Emergency Services Steve Hood for his early morning text message notifying her of a train derailment and flooding in the Town of Deposit on Tuesday, August 14. His initial text was followed by updates and assessments that kept her well briefed of the situation. She shared that she received a call from Broome County Executive Jason Garnar and as a result of Mr. Hood's communications she was prepared to discuss the situation. After the situation was resolved, Mr. Garner called to let her know that Mr. Hood did an outstanding job and worked with his coordinator as if they had been best friends for years.

It is very nice to hear good things especially when a situation is not so good at the time.

In answer to Mr. Marshfield, Mr. Hood said that as a result of the recent inclement weather and heavy rain the County is looking at filing its 25th federal disaster declaration.

In answer to Chairman Molé, Mr. Hood noted that southern part of the County Andes, Deposit, Hancock and Roxbury were most affected.

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

RESOLUTION NO. 165

TITLE: EXECUTIVE SESSION

BE IT RESOLVED that the Delaware County Board of Supervisors convene in executive session to discuss proposed, pending or current litigation.

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

The meeting reconvened in regular session with all Supervisors present.

Upon a motion, the meeting adjourned at 6:08 p.m.