

ORGANIZATIONAL MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

JANUARY 2, 2019

The Organizational Meeting of the Delaware County Board of Supervisors was held Wednesday, January 2, 2019 at 1:00 p.m. in the Supervisors’ Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York.

The Clerk of the Board, Christa M. Schafer, called the meeting to order and read the Notice of Meeting:

TO ALL SUPERVISORS:

Pursuant to County Law, §151 and Board Rule 1, the Organizational Meeting of the Delaware County Board of Supervisors will be held in the Supervisors’ Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York on Wednesday, January 2, 2019 at 1:00 p.m.

The meeting is called for the purpose of organizing for the year 2019, including election of a Chairman, Vice Chairman, Clerk of the Board, and Budget Officer.

Any other business that may properly be brought before the Board will be conducted.

Christa M. Schafer, Clerk
Delaware County Board of Supervisors

The Clerk called the roll by towns and the following Supervisors were present:

| | | |
|---------------------|--|--------------|
| Wayland Gladstone | P.O. Box 125 | Andes |
| Tina Molé | P.O. Box 6, Bovina Center | Bovina |
| Arthur Merrill | P.O. Box 321, Downsville | Colchester |
| Dennis J. Valente | 11790 State Highway 23, Davenport Center | Davenport |
| Mark Tuthill | 5 Elm Street | Delhi |
| Thomas Axtell | 3 Elm Street | Deposit |
| Jeffrey Taggart | 511 Heathen Hill Road | Franklin |
| Wayne E. Marshfield | 6754 Basin Clove Road | Hamden |
| Jerry Vernold | 140 East Main Street | Hancock |
| James E. Eisel, Sr. | 22 Wilcox Road | Harpersfield |
| George Haynes, Jr. | 51971 State Hwy 10, Bloomville | Kortright |
| Michael Spaccaforno | P.O. Box 313 | Masonville |
| James G. Ellis | 4187 Turnpike Road, Delhi | Meredith |
| Carl P. Davis | P.O. Box 577, Margaretville | Middletown |

| | | |
|-------------------|---------------------------|----------|
| Thomas S. Hynes | P.O. Box 277 | Roxbury |
| R. Eugene Pigford | 2464 Road 13, Unadilla | Sidney |
| Michael Triolo | P.O. Box M, Hobart | Stamford |
| William Layton | P.O. Box 139, Trout Creek | Tompkins |
| Joseph Cetta | 129 North Street | Walton |

Mr. Marshfield offered the invocation.

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

The Clerk requested nominations for Chairman. Mr. Merrill nominated Tina Molé. The nomination was seconded by Mr. Eisel and unanimously approved.

County Clerk Deb Goodrich administered the Oath of Office to Ms. Molé.

Chairman Molé thanked the staff and employees of Delaware County and commented that the Supervisors would not be able to do their jobs without the staff and referenced when the National Academy of Science met with most Supervisors two weeks ago regarding watershed issues. Chairman Molé expressed she was impressed and felt pride for our County and for being a part of the team that runs Delaware County. The presentations that were made by the Highway Commissioner and her staff, the Planning Commissioner and her staff, and Soil and Water were remarkable. She told the Academy Board members who were present that she wished she could be a fly on the wall driving home with them because it was impressive on how advanced Delaware County is in tending to our own watershed. It was a great experience and the Chairman thanked the Supervisors who were able to attend that meeting.

Chairman Molé talked about some of the accomplishments the Board has achieved over the last year which included paving the parking lots at the 99 and 111 Main Street locations. The County closed on the Main Street property for the new Mental Health Facility in Walton which will allow consolidation of the current three separate units with construction to begin this year. Another big accomplishment the Board made with help of department heads and outside agencies was the creation of central security for County employees and constituents. That happened rather quickly as security was in place within the first couple of months of the year. Security also monitors other county-owned buildings. We also completed five new communication towers which will be operational in the spring of this year. For the second year in a row with the help of our Budget Director, the Finance Committee and many others, we were able to hold the tax cap to less than 2 percent this year. Again, these accomplishments would not be completed without the help of all the Supervisors and staff and she looks forward to 2019.

One thing to be accomplished this year is the County Board will come to a consensus on a location for a new Highway Facility. There is no question that all are in agreement that this is very much needed and has been needed for many years and this year we will come to a consensus and begin that construction. Another big item that has been discussed for several years is to investigate and present to the Legislative Committee is to open a public defender's

office. We spend almost \$1,000,000 a year on indigent defense and every year the state mandates more and more. Now is the time to be looking into having that kind of office and agency for the County. Another insignificant but much needed challenge is a new elevator for the Office for the Aging facility. We have been in that building for a year and a half now and having more office space available to relocate other departments is something that is on the agenda for this year. Also ahead is the construction finally of the new Mental Health Facility. We have challenges but with this Board and with our staff I think this is what we will accomplish this year.

Upon a nomination by Mr. Spaccaforo, seconded by Ms. Molé, Mark Tuthill was unanimously re-elected as Vice Chairman.

Upon a nomination by Mr. Eisel, seconded by Mr. Spaccaforo, Christa M. Schafer was unanimously re-elected as Clerk of the Board.

Upon a nomination by Mr. Tuthill, seconded by Mr. Spaccaforo, Arthur Merrill was unanimously re-elected as Budget Officer.

Chairman Molé made the following committee appointments:

2019 COMMITTEE APPOINTMENTS

AGRICULTURAL AND FARMLAND PROTECTION BOARD

4-year term ending December 31, 2022

Reappoint:

Brian Haynes

COMMUNITY SERVICES BOARD

4-year term ending December 31, 2022

Reappoint:

Walter Keller

Michael Krusinski

MaryAnn Geraghty

DELAWARE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

3-year term ending December 31, 2021

Reappoint:

George Bergleitner

Michael O'Brien

SOIL & WATER CONSERVATION DISTRICT BOARD

1-year term ending December 31, 2019

Reappoint:

Supervisor James Ellis

Supervisor Jeffrey Taggart

3-year term ending December 31, 2021

Reappoint:

Bruce Dolph

Jerry Fraine

Chairman Molé noted that all oversight committees would remain the same until the January 23 Board Meeting.

Chairman Molé adjourned the Organizational Meeting at 1:15 p.m.

A Public Hearing was held on a Local Law 1 of 2019 to Waive Residency Requirement for the Office of Commissioner of Public Works.

The meeting reconvened in regular session with all Supervisors present.

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 Acting Commissioner of Public Works Sue McIntyre who handed out requests for benefits rates and hourly employee rates that will be used for part of the CHIPS reimbursement information and to the extent that some of our towns plow county roads, those labor rates as well. She impressed upon the Supervisors that the rate surveys must be completed and returned by February 4.

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

RESOLUTION NO. 1

**TITLE: DESIGNATION OF PUBLICATION
OF LOCAL LAWS AND NOTICES: DEMOCRAT**

WHEREAS, the Democratic Party having designated the Catskill Mountain News for the purpose of publishing notices pursuant to County Law 214 (2);

NOW, THEREFORE, BE IT RESOLVED that pursuant to County Law 214 (2) that the Catskill Mountain News is designated for the calendar year 2019 to publish local laws and notices.

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

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

RESOLUTION NO. 2

**TITLE: DESIGNATION OF PUBLICATION
OF LOCAL LAWS AND NOTICES: REPUBLICAN**

WHEREAS, the Republican Party having designated The Reporter and the Mountain Eagle for the purpose of publishing notices pursuant to County Law 214 (2);

NOW, THEREFORE, BE IT RESOLVED that pursuant to County Law 214 (2) that The Reporter and the Mountain Eagle are designated for the calendar year 2019 to publish local laws and notices.

The resolution was seconded by Mr. Triolo and adopted by the following vote: Ayes 4667, Noes 132 (Marshfield), Absent 0.

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

RESOLUTION NO. 3

**TITLE: RE-APPOINTMENT COMMISSIONER BOARD OF ELECTIONS
DEMOCRAT**

BE IT RESOLVED that Judith Garrison is hereby reappointed as the Democratic Commissioner of Elections for a term of two years effective January 1, 2019 and ending December 31, 2020 at the salary contained in the budget.

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

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

RESOLUTION NO. 4

TITLE: RE-APPOINTMENT DIRECTOR OF EMERGENCY SERVICES

BE IT RESOLVED that Stephen Hood is hereby reappointed as Director of Emergency Services for a term of four years effective January 1, 2019 and ending December 31, 2022 at the salary contained in the budget.

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

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

RESOLUTION NO. 5

TITLE: RE-APPOINTMENT DIRECTOR OF INFORMATION TECHNOLOGY

BE IT RESOLVED that Joseph deMauro is hereby reappointed as Director of Information Technology for a term of four years effective January 1, 2019 and ending December 31, 2022 at the salary contained in the budget.

The resolution was seconded by Mr. Eisel.

In answer to Mr. Marshfield regarding the resolution referring to the salary contained in the budget, Clerk of the Board Christa Schafer stated that there will be a local law for the positions that have salaries changed mid-term once the CSEA contract is settled and a decision has been made as to what the raises will be. Once the contract is finalized then local laws for Department Heads will be introduced for increases in salaries.

The resolution was unanimously adopted.

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

RESOLUTION NO. 6

TITLE: RE-APPOINTMENT OF DIRECTOR OFFICE FOR THE AGING

BE IT RESOLVED that Wayne Shepard is hereby reappointed as Director Office for the Aging for a term of two years effective January 1, 2019 and ending December 31, 2020 at the salary contained in the budget.

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

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

RESOLUTION NO. 7

TITLE: RE-APPOINTMENT OF STOP DWI COORDINATOR

BE IT RESOLVED that Scott Glueckert is hereby reappointed as Stop DWI Coordinator for a term of two years effective January 1, 2019 and ending December 31, 2020 at the salary contained in the budget.

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

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

RESOLUTION NO. 8

TITLE: RE-APPOINTMENT DIRECTOR OF VETERANS SERVICE AGENCY

BE IT RESOLVED that in accordance with Section 357 of the Executive Law, the re-appointment of Charles Piper by the Chairman of the Board as Director of Veterans Service Agency for a term of office of two years effective January 1, 2019 and ending December 31, 2020 at the salary contained in the budget is hereby approved; and.

BE IT FURTHER RESOLVED that in accordance with Section 148 of the General Municipal Law, Charles Piper is hereby designated as the person to oversee the burial of members of the Armed Forces of the United States and their families who do not have sufficient means to defray their funeral expenses.

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

Mr. Spaccaforno thanked Mr. Piper for doing a great job. He stated that Mr. Piper has been a most active and informative director for the County.

The resolution was unanimously adopted.

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

RESOLUTION NO. 9

TITLE: RE-APPOINTMENT OF YOUTH BUREAU DIRECTOR

BE IT RESOLVED that Dana Scuderi-Hunter is hereby reappointed as Youth Bureau Director for a term of one year effective January 1, 2019 and ending December 31, 2019.

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

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

RESOLUTION NO. 10

TITLE: DESIGNATION OF DEPOSITORY FOR DELAWARE COUNTY FUNDS

BE IT RESOLVED, pursuant to Section 212 of the County Law, as amended and now

in force, the bank hereinafter specified is hereby designated as a depository for County Funds, together with the maximum amount that may be kept on deposit therein at any one time, and the County Treasurer is hereby authorized and directed to deposit County monies in the bank herein designated.

BE IT RESOLVED, the County Treasurer is authorized to wire funds and use electronic transfer of funds (ACH) from or to each facility.

BE IT FURTHER RESOLVED, that one certified copy of the resolution shall be filed in the office of the County Clerk, one in the office of the State Comptroller and two in the office of the County Treasurer by the Clerk of the Board of Supervisors.

| | |
|---|-----------------|
| Wayne Bank | \$75,000,000.00 |
| The Delaware National Bank of Delhi | \$40,000,000.00 |
| The Delaware National Bank of Delhi (Court and Trust Fund Designated by NYS Comptroller) | \$1,000,000.00 |
| The National Bank and Trust Company | \$80,000,000.00 |
| Community Bank, N.A. | \$30,000,000.00 |
| Key Bank | \$250,000.00 |

The resolution was seconded by Mr. Taggart.

In answer to Mr. Marshfield as to whether there is a Key Bank located in Delaware County, Treasurer Bev Shields stated there is not, however, it is a Social Services account.

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

Mr. Spaccaforno introduced Local Law 1 of 2019 to Waive Residency Requirement for the Office of Commissioner of Public Works.

The Local Law was seconded by Mr. Davis.

In answer to Mr. Marshfield asking what the difference is between this and the residency requirements for our Planning Director as she also lives out of the County, Mr. Davis said the job title of commissioner determines this requirement. Personnel Officer Linda Pinner stated that because the specific job title of Planning Director is not named in the Public Officer's Law, the residency does not apply.

The Local Law was adopted by the following vote: Ayes 4799, Noes 0, 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. 11

TITLE: APPOINTMENT OF COMMISSIONER OF PUBLIC WORKS

BE IT RESOLVED that Susan McIntyre is hereby appointed as Commissioner of Public Works for a term of four years effective January 1, 2019 and ending December 31, 2022 at the salary contained in the budget.

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

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

RESOLUTION NO. 12

TITLE: 2019 BUDGET AMENDMENT DESIGNATION OF DELAWARE COUNTY AS LOCAL SPONSOR FOR SNOWMOBILE GRANT PLANNING DEPARTMENT

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation has made funds available to develop and/or maintain snowmobile trails in New York State; and

WHEREAS, applications for grants for such development and/or maintenance of snowmobile trails require a local government sponsor; and

WHEREAS, the Hamden Hill Ridge Riders, the Otego Snow-Goers, The Delaware Valley Ridge Riders, the Central Catskill Trail Association, Big Valley Trail Breakers, Maywood Snowriders, Delaware Otsego Chenango Snowriders and the D & D Snowdiggers have applied for said funds for the development and/or maintenance of snowmobile trails in Delaware County.

NOW, THEREFORE, BE IT RESOLVED that Delaware County is hereby declared as the Local Sponsor for this application under the New York State Office of Parks, Recreation and Historic Preservation Snowmobile Grant Program;

FURTHER, BE IT RESOLVED that the Planning Department budget be amended to receive and dispense these moneys in compliance with the requirements of the Preservation Snowmobile Trails Grant Program as follows:

INCREASE REVENUES:

10-17989-43388900/7989001/908 State Otr Culture & Recreation \$103,200.00

INCREASE APPROPRIATIONS:

10-17989-54555000/7989001/908 Recreation Snowmobile Grant \$103,200.00

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

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

RESOLUTION NO. 13

TITLE: AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE

WHEREAS, a Project for the Delaware County Bridge Maintenance Program (2018), PIN 9754.33 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of said program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the County of Delaware desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Preliminary Engineering/Design work and Construction and Construction Supervision and Inspection work.

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

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

RESOLVED that the Delaware County Board of Supervisors hereby authorizes the County of Delaware to pay in the first instance 100% of the Federal and non-Federal share of the cost of the Construction and Construction Supervision and Inspection work for the Project or portions thereof; and it is further

RESOLVED that the sum of \$347,000 is hereby appropriated from 34-15112-54000000 and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full Federal and non-Federal share costs of the Project exceeds the amount appropriated above, the Delaware County Board of Supervisors shall

convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chairman of the Board of the Delaware County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Delaware with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this resolution shall take effect immediately.

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

In answer to Mr. Marshfield as to where this project is located, Mr. Haynes stated that the project is for Bridge 44-1 located just below East Sidney Dam and Meddlar Road.

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. 14

TITLE: PAYMENT OF MACHINERY RENTALS DEPARTMENT OF PUBLIC WORKS

WHEREAS, various authorized expenditures from the Machinery Fund are being made, especially for the purchase of new equipment; and

WHEREAS, anticipated rentals earned from the County Road Fund appear insufficient to meet those expenditures during the next several months.

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to pay in advance such highway equipment rentals as are necessary to cover the cash needs of the Machinery Fund; and to credit subsequent rental warrants against the amount so advanced, provided that the total advanced and credited shall not exceed the amounts authorized in the budget for 2019.

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

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

RESOLUTION NO. 15

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,140,704.87 were hereby presented to the Finance Committee for approval for payment on December 26, 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 | \$665,300.78 |
| OET | \$20,013.23 |
| Public Safety Comm System | \$0.00 |
| Highway Audits, as Follows: | |
| Weights & Measures | \$0.00 |
| Road | \$200,273.58 |
| Machinery | \$46,706.84 |
| Capital Road & Bridge | \$141,569.37 |
| Capital Solid Waste | \$0.00 |
| Solid Waste/Landfill | \$66,841.07 |

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$227,555.61 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 | \$175,526.73 |
| OET | \$5,883.96 |
| Public Safety Comm System | \$0.00 |
| Highway Audits, as Follows: | |
| Weights and Measures | \$0.00 |
| Road | \$639.76 |
| Machinery | \$30,493.65 |
| Capital Road & Bridge | \$0.00 |

| | |
|----------------------|-------------|
| Capital Solid Waste | \$0.00 |
| Solid Waste/Landfill | \$15,011.51 |

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

Chairman Molé stated that a Legislative Committee meeting would be held directly after today's Board Meeting.

Upon a motion, the meeting was adjourned at 1:35 p.m.