

**REGULAR MEETING**

**DELAWARE COUNTY BOARD OF SUPERVISORS**

**APRIL 28, 2021**

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, April 28, 2021 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. Eisel. Supervisor Pigford attended via Zoom.

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting and public hearing were accepted as presented.

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

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

**RESOLUTION NO. 80**

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

**LETTING OF APRIL 21, 2021**

**WHEREAS**, DPW has been tasked with the demolition of the flood buyout houses in the Village of Sidney; and

**WHEREAS**, this project is driven by the New York State Department of Homeland Security & Emergency Services (DHSES) and the Governor's Office of Storm Recovery (GOSR); and

**WHEREAS**, the procurement policies of these Agencies (DHSES & GOSR) require this work to be done through a Request for Qualified Vendors and subsequently Requests for Proposals sent to these vendors; and

**WHEREAS**, DPW has followed those guidelines and issued a request for proposals for the controlled demolition of residential building with asbestos in place (11 Clinton Street & 34 Winegard Street); and

**WHEREAS**, DPW would like to proceed as soon as GOSR has given approval to award the RFP.

**NOW, THEREFORE, BE IT RESOLVED** that the County Department of Public Works is authorized to make awards to the lowest bidders meeting specifications, once GOSR approval has been received, as follows:

PROPOSAL NO. CD1-2021 Controlled Demolition of Residential of Residential Building with Asbestos in Place (11 Clinton Street & 34 Winegard Street) in the Village of Sidney to:

NRC East Environmental Services Inc.,  
4240 Albany Street, Albany, NY 12205

Bid Price: \$67,650.00

The resolution was seconded by Mr. Vernold.

Ms. Molé indicated and Mr. Haynes confirmed this resolution is for two houses.

The resolution was adopted by the following vote: Ayes 4641, Noes 0, Absent 158 (Eisel).

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

### **RESOLUTION NO. 81**

#### **TITLE: CHANGE ORDER NO. 1 FOR THE DELAWARE COUNTY BEHAVIORAL HEALTH FACILITY**

**WHEREAS**, Resolution No. 105 of 2017 authorized the agreement with C&S Companies for the Preliminary Phase at a fee of \$63,341 which was completed within budget; and

**WHEREAS**, Phase II of the project consisted of the schematic design, design development, construction documents, bidding and construction phases with a cost estimate of \$470,654; and

**WHEREAS**, there were several amendments added to the scope of the project which included the design of a second floor shell increasing the cost estimate to \$513,758; and

**WHEREAS**, a request is being made by C&S for an increase of fee as a result of unanticipated costs associated with ongoing construction administration due to the excessive number of resubmissions for materials, addressing faulty work, and revisions of permit documents.

**THEREFORE, BE IT RESOLVED** that Change Order No. 1 is hereby authorized to be executed for an increase of the not-to-exceed cost plus fixed fee of \$61,754.

The resolution was seconded by Mr. Kosier and adopted by the following vote:  
Ayes 4641, Noes 0, Absent 158 (Eisel).

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

**RESOLUTION NO. 82**

**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.

**THEREFORE, BE IT RESOLVED** that the Department of Public Works is authorized to sell by sealed bid the following item:

Small 8' x 14' white storage shed located on the Stoddard lot on Bridge St., Delhi

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

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

**RESOLUTION NO. 83**

**TITLE: APPROVAL OF MODIFICATIONS AND RENEWAL OF  
AGRICULTURAL DISTRICT NO. 1**

**WHEREAS**, Delaware County has complied with the eight-year review procedure of Agricultural District No. 1 in the Towns of Harpersfield, Kortright, Roxbury and Stamford; and

**WHEREAS**, the Delaware County Board of Supervisors held a Public Hearing on Wednesday, April 14, 2021 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 No. 1 be renewed with the following modifications:

<b>Town of Harpersfield</b>	
Removed	0
New Additions	0
District 1 after modifications	15,096.42

**Town of Kortright**

Removed	0
New Additions	0
District 1 after modifications	4,667.39

**Town of Roxbury**

Removed	0
New Additions	0
District 1 after modifications	20,441.32

**Town of Stamford**

Removed	0
New Additions	0
District 1 after modifications	17,930.44

Agricultural District 1 after the 2021 8-year review: 58,135.57 acres

**NOW, THEREFORE, BE IT RESOLVED** that Agricultural District No. 1 be renewed with the above recommended modifications.

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

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

**RESOLUTION NO. 84**

**TITLE: INCREASE IN RATE FOR MILEAGE REIMBURSEMENT**

**WHEREAS**, the last mileage reimbursement increase was effective February 1, 2008, and since that time the cost of fuel has risen; and

**WHEREAS**, the Finance Committee has determined that an increase is warranted.

**THEREFORE, BE IT RESOLVED** that Resolution No. 140 of 1975, as amended, is hereby further amended, to increase the mileage reimbursement for use of personal vehicles for official county business from \$0.505 to \$0.56 per mile for travel occurring on and after May 1, 2021.

The resolution was seconded by Mr. Marshfield and adopted by voice vote with one opposed (Taggart).

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

**RESOLUTION NO. 85**

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

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

<u>Title</u>	<u>Name</u>	<u>Standard Work Day (hrs/day)</u>	<u>Term Begin-End</u>	<u>Days Per Month Based on Record of Activities</u>
<b><u>ELECTED OFFICIAL:</u></b>				
Sheriff	Craig DuMond	6	1/01/18 - 12/31/21	27.55
District Attorney	John Hubbard	6	1/01/21 – 12/31/24	28.43

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

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

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

**RESOLUTION NO. 86**

**TITLE: PAYMENT OF AUDIT**

**WHEREAS**, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,214,206.77 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	\$427,321.47
OET	\$22,303.19
Public Safety Comm System	\$0.00
Insurance Risk	\$0.00
CAP 97 Main	\$1,800.84
CAP MH	\$467,409.89

Highway Audits, as Follows:

Weights & Measures	\$0.00
Solid Waste/Landfill	\$144,482.03
Road	\$71,857.10
Machinery	\$33,921.08
Capital Solid Waste	\$0.00
Capital Road & Bridge	\$45,111.17
CAP DPW Complex	\$0.00

The resolution was seconded by Mr. Taggart and adopted by the following vote:  
Ayes 4641, Noes 0, Absent 158 (Eisel).

Mr. Cetta asked if the New York State Association of Counties put around a draft resolution for youth hunting.

Ms. Molé stated the draft resolution is going through committee.

Upon a motion, the meeting was adjourned at 1:10 p.m.