

**ORGANIZATIONAL MEETING**

**DELAWARE COUNTY BOARD OF SUPERVISORS**

**JANUARY 8, 2014**

The Organizational Meeting of the Delaware County Board of Supervisors was held Wednesday, January 8, 2014 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 8, 2014 at 1:00 p.m.

The meeting is called for the purpose of organizing for the year 2014, including election of a Chairman, Vice Chairman, County Attorney, Clerk 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:

Martin A. Donnelly	134 Damgaard Road	Andes
Arthur Merrill	PO Box 321, Downsville	Colchester
Dennis J. Valente	PO Box 88	Davenport
Mark Tuthill	5 Elm Street	Delhi
Thomas Axtell	3 Elm Street	Deposit
Jeffrey Taggart	249 Merrickville Rd, Sidney Center	Franklin
Wayne E. Marshfield	6754 Basin Clove Road	Hamden
Samuel Rowe, Jr.	661 West Main Street	Hancock
James E. Eisel, Sr.	22 Wilcox Road	Harpersfield
George Haynes, Jr.	51971 State Hwy 10, Bloomville	Kortright
Michael Spaccaforno	PO Box 313	Masonville
James G. Ellis	4187 Turnpike Rd, Delhi	Meredith
Marjorie Miller	PO Box 577, Margaretville	Middletown
Thomas S. Hynes	Main Street, PO Box 277	Roxbury
R. Eugene Pigford	2464 Road Thirteen, Unadilla	Sidney
Michael Triolo	PO Box M, Hobart	Stamford
William Layton	PO Box 139, Trout Creek	Tompkins
Bruce E. Dolph	129 North Street	Walton

The following Supervisor was absent:

Tina Molé	PO Box 6, Bovina Center	Bovina
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Mr. Marshfield offered the invocation.

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

The Clerk requested nominations for Chairman: Mr. Donnelly nominated James E. Eisel, Sr. The nomination was seconded by Mr. Dolph and approved by the following vote: Ayes 4361, Noes 375 (Miller), Absent 63 (Molé).

County Clerk Sharon O'Dell administered the Oath of Office to Mr. Eisel.

Chairman Eisel asked the three protesters in attendance to put away their signs or they would be removed from the meeting, as this was no place to demonstrate. He shared that Ms. Molé is unable to attend today's meeting and sends her apologies.

Upon a nomination by Mr. Dolph, seconded by Mr. Axtell, Tina B. Molé was re-elected as Vice Chairman by the following vote: Ayes: 4361, Noes 375 (Miller), Absent 63 (Molé) .

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

Upon a nomination by Mr. Rowe, seconded by Mr. Spaccaferno and Mr. Dolph, Porter L. Kirkwood was unanimously re-elected as County Attorney

Upon a nomination by Mr. Triolo, seconded by Mr. Rowe, Bruce E. Dolph was re-elected as Budget Officer by the following vote: Ayes 4361, Noes 375 (Miller), Absent 63 (Molé).

Chairman Eisel stated that the Standing Committees will remain the same until an announcement is made at the January 22, 2014 Board of Supervisors meeting.

Chairman Eisel made the following committee appointments:

## **2014 COMMITTEE APPOINTMENTS:**

### **AGRICULTURAL AND FARMLAND PROTECTION BOARD**

**4-year term ending December 31, 2017**

Re-appoint:

Fred Huneke

### **COMMUNITY SERVICES BOARD**

**4-year term ending December 31, 2017**

Appoint:

Arnie Schwartz

### **DELAWARE COUNTY INDUSTRIAL DEVELOPMENT AGENCY - IDA**

**3-year term ending December 31, 2016**

Re-appoint:

Supervisor Bruce Dolph

Scott White

### **DELAWARE COUNTY PLANNING BOARD**

**3-year term ending December 31, 2016**

Re-appoint:

Nancy Gallup  
John Hamilton  
Bob Lesperence

**HEALTH SERVICES ADVISORY BOARD**  
**2-year term ending December 31, 2015**

Re-appoint:  
Dr. Frank Hall  
Margaret Hume  
Dr. Riaz Lone

**SOIL & WATER CONSERVATION DISTRICT BOARD**  
**3-year term members, 1-year term Supervisor**

Re-appoint:  
Dennis Hill  
Supervisor Bruce Dolph

**YOUTH BUREAU BOARD**  
**3-year term ending December 31, 2016**

Appoint:  
William DeFreece  
Stephanie Bishop

Chairman Eisel thanked the Board for their vote of support and commented that 2014 will be another challenging year. There are indications, such as an increase in sales tax revenue that the economy is turning around. There will continue to be budget oversight and scrutinizing of all department requests for overtime, travel, authorizations to fill vacancies, equipment requests and the county vehicle policy in hopes of containing costs. He noted that we must continue to be vigilant with the handling of taxpayers' dollars.

Chairman Eisel wished everyone a Happy New Year and welcomed the incoming Supervisors.

The minutes of the previous meeting were accepted as presented.

The Clerk shared an invitation from the Town of Franklin inviting anyone interested in attending an open house reception in honor of former Town of Franklin Supervisor Donald Smith. The reception will be held on Sunday, January 12, 2014 between 1:00 p.m. and 4:00 p.m. at the Ouleout Creek Golf Course in the Town of Franklin.

The Clerk reported all other communications received have been referred to their respective committees for review.

Chairman Eisel granted privilege of the floor to Mr. Marshfield. Mr. Marshfield introduced Commissioner of Social Services William Moon to discuss the Department of Social Services booklet placed on each Supervisor's desk.

Commissioner Moon explained that the booklet entitled *Department of Social Services an Introduction to Program, Services and Financing* is a comprehensive introduction to the fiscal, legal and operational function of the department. The booklet will be helpful in understanding how the department operates. The opening section describes the programs and services the department performs with reference to the federal or state law that requires the program or

service to be performed. The second section offers a brief description of how that program or service is delivered in Delaware County and the extent to which the state or federal government participate in its financing along with the county budget. The final section describes both the administrative functions and the way the program or service is administered through the use of Delaware Opportunities, Delaware Support & Services and other contractual relationships.

Commissioner Moon recognized that the array of programs and services offered might be considered controversial. He stressed that the point of the booklet is to explain, not defend what the department must do. He asked that Supervisors keep in mind that the programs and services are not typically debatable but the manner in which the department administers the program or service is subject to some local discretion. Any Supervisor desiring to discuss the programs further should contact Commissioner Moon. The booklet is available electronically and additional printed copies are also available.

In answer to Mr. Rowe, Commissioner Moon stated that the HEAP Program has already opened the emergency portion of the program. He noted that local providers have worked well with the program and are taking care of the applicants they know automatically qualify.

Commissioner Moon explained in answer to Mr. Taggart, that there is a limit to what the department is able to do to ensure HEAP recipients are using their fuel allocations wisely. He noted that if a recipient of HEAP benefits is being provided with housing benefits the department will intervene if there is abuse.

In response to Chairman Eisel, Commissioner Moon stated that HEAP recipients receive assistance towards their heating costs, not the full cost of their heating expense, so it benefits them to use their allocation efficiently. He pointed out that the elderly population often needs extra assistance.

For standing committee reports, Chairman of the Planning, Recreation and Culture Committee Thomas Hynes noted that a year-end activity report prepared by County Historian Gabrielle Pierce has been placed on each Supervisor's desk.

Chairman of the Human Resources and Insurance Committee Bruce Dolph noted that a memorandum regarding county vehicles has been placed on each Supervisor's desk. He added that the Deferred Compensation representative from Nationwide Insurance Company would be available on February 10, 2014 for any Supervisor or county employee interested.

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 Deposit Courier 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 Deposit Courier is designated for the calendar year 2014 to publish local laws and notices.

The resolution was seconded by Ms. Miller and unanimously adopted.

Mr. Donnelly 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 Walton Reporter, published by Decker Advertising, Inc. 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 Walton Reporter is designated for the calendar year 2014 to publish local laws and notices.

The resolution was seconded by Mr. Rowe and Mr. Dolph and unanimously adopted.

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

**RESOLUTION NO. 3**

**TITLE: RE-APPOINTMENT DIRECTOR OF ECONOMIC DEVELOPMENT**

**BE IT RESOLVED** that Glenn Nealis is hereby reappointed as Director of Economic Development for a term of two years effective January 1, 2014 and ending December 31, 2015 at the salary contained in the budget.

The resolution was seconded by Ms. Miller and Mr. Dolph and unanimously adopted.

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

**RESOLUTION NO. 4**

**TITLE: RE-APPOINTMENT OF ELECTIONS COMMISSIONER  
REPUBLICAN**

**BE IT RESOLVED** that William Campbell is hereby reappointed as Elections Commissioner (Republican) for a term of two years effective January 1, 2014 and ending December 31, 2015 at the salary contained in the budget.

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

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

**RESOLUTION NO. 5**

**TITLE: APPOINTMENT DIRECTOR OF EMERGENCY SERVICES**

**BE IT RESOLVED** that because Richard Bell resigned from the position of Director of Emergency Services before his term would have expired on December 31, 2014, Stephen Hood is hereby appointed as Director of Emergency Services for one year, January 1, 2014 through December 31, 2014 at the base salary for the position.

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

Mr. Axtell advised that the members of the Public Safety Committee at their December 13, 2013 meeting reviewed the applications of qualified candidates seeking the position of Director of Emergency Services. The committee decided upon Mr. Hood as his qualifications included the working knowledge of the Department of Emergency Services working under former Director Richard Bell and letters of recommendation from the Delaware County Firefighters Association and the Fire Advisory Board.

In reply to Mr. Marshfield, Mr. Axtell stated that the position had been advertised.

The resolution was unanimously adopted.

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

**RESOLUTION NO. 6**

**TITLE: RE-APPOINTMENT OF  
DIRECTOR OF COMMUNITY MENTAL HEALTH SERVICES**

**BE IT RESOLVED** that Cynthia Heaney is hereby reappointed as Director of Community Mental Health Services for a term of four years effective January 1, 2014 and ending December 31, 2017 at the salary contained in the budget.

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

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

**RESOLUTION NO. 7**

**TITLE: RE-APPOINTMENT OF PLANNING DIRECTOR**

**BE IT RESOLVED** that Nicole Franzese is hereby reappointed as Planning Director for a term of three years effective January 1, 2014 and ending December 31, 2016 at the salary contained in the budget.

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

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

**RESOLUTION NO. 8**

**TITLE: RE-APPOINTMENT OF PUBLIC HEALTH DIRECTOR**

**BE IT RESOLVED** that Bonnie Hamilton is hereby reappointed as Public Health Director for a term of three years effective January 1, 2014 and ending December 31, 2016 at the salary contained in the budget.

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

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

**RESOLUTION NO. 9**

**TITLE: RE-APPOINTMENT DIRECTOR OF VETERANS SERVICES**

**BE IT RESOLVED** that in accordance with Section 357 of the Executive Law, the re-appointment of John W. Boecke by the Chairman of the Board as Director of Veterans Services for a term of office effective January 1, 2014 and ending December 31, 2015 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, John W. Boecke 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 unanimously adopted.

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

**RESOLUTION NO. 10**

**TITLE: RE-APPOINTMENT COMMISSIONER OF WATERSHED AFFAIRS**

**BE IT RESOLVED** that Dean Frazier is hereby reappointed as Commissioner of Watershed Affairs for a term of two years effective January 1, 2014 and ending December 31, 2015 at the salary contained in the budget.

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

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

**RESOLUTION NO. 11**

**TITLE: APPOINTMENT OF DELAWARE COUNTY  
FIRE ADVISORY BOARD**

**BE IT RESOLVED**, that the following appointments be made to the Delaware County Fire Advisory Board in accordance with 225-a of the County Law for year 2014:

Chairman: Dale Downin, Franklin  
Vice Chairman: Mike Odell, Masonville  
Secretary: David Briggs, East Meredith

**Voting Departments:**

Andes - Chief Joseph Berghammer  
Arena - Chief Mike Sarrubi  
Arkville - Chief Robert Sweeney  
Bloomville - Chief Mike Pietrantonio  
Bovina - Chief Robert Burgin  
Delhi - Chief Daren Evans  
Downsville - Chief Mark Mattson  
East Meredith - Chief David Briggs

Hancock - Chief Anthony Giordano  
Hobart - Chief Ken Muthig  
Margaretville - Chief Gene Rosa  
Masonville - Chief Gary Mott  
Meridale - Chief Richard Briscoe  
Sidney - Chief Greg Peck, Sr.  
Sidney Center - Chief David Gill  
Stamford - Chief AJ Vamosy

Fleischmanns – Chief Todd Wickham  
Franklin - Chief Tom Worden  
Grand Gorge - Chief DJ Speenburgh

Trout Creek – Chief Chris Kinney  
Walton – Chief Robert Brown

**Alternate Departments (in order):**

Pindars Corners – Chief Matt Rittlinger  
Roxbury – Chief Alan Hinkley  
Halcottsville – Chief Jeff Slauson  
Treadwell – Chief Tyler Huyck  
South Kortright – Chief Gary Payne

Davenport – Chief Ed Waid  
East Branch – Chief Rod Keesler  
Cooks Falls – Chief Matt Murphy  
Deposit – Chief Shaun Rynearson

Voting departments were selected based on meeting attendance for the previous year. Alternates are listed in order of their meeting attendance.

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

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

**RESOLUTION NO. 12**

**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.

The National Bank of Delaware County	\$25,000,000.00
The Delaware National Bank of Delhi	\$15,000,000.00
The Delaware National Bank of Delhi (Court and Trust Fund Designated by NYS Comptroller)	\$1,000,000.00
The National Bank and Trust Company	\$30,000,000.00
Community Bank, N.A.	\$30,000,000.00

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

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



**RESOLUTION NO. 13**

**TITLE: 2014 BUDGET AMENDMENT  
DESIGNATION OF DELAWARE COUNTY AS LOCAL SPONSOR FOR  
SNOWMOBILE GRANT**

**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 REVENUE:**

10-17989-43388900/7989001/908	State Otr Culture & Recreation	\$94,220.00
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**INCREASE APPROPRIATIONS:**

10-17989-54555000/7989001/908	Recreation Snowmobile Grant	\$94,220.00
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The resolution was seconded by Mr. Triolo and unanimously adopted.

Mr. Rowe 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 2014.

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-prefiled resolution.

Mr. Dolph 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 \$1,960,342.30 were hereby presented to the Finance Committee for approval for payment on December 31, 2013 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	\$816,242.37
OET	\$37,605.25
Public Safety Comm System	\$23,093.00
Highway Audits, as Follows:	
Weights & Measures	\$574.04
Road	\$78,687.73
Machinery	\$60,092.83
Capital Road & Bridge	\$839,404.16
Capital Solid Waste	\$12,098.27
Solid Waste/Landfill	\$92,544.65

**WHEREAS**, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$815,178.50 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	\$619,247.34
OET	\$5,342.77
Public Safety Comm System	\$3,349.93
Highway Audits, as Follows:	
Weights and Measures	\$0.00
Road	\$111,965.51
Machinery	\$27,341.73
Capital Road & Bridge	\$34,613.95
Capital Solid Waste	\$0.00
Solid Waste/Landfill	\$13,317.27

The resolution was seconded by Mr. Spaccaforno and adopted by the following vote:  
Ayes: 4736, Noes 0, Absent 63 (Molé).

Upon a motion, the meeting adjourned at 2:35 p.m.