

**REGULAR MEETING**  
**DELAWARE COUNTY BOARD OF SUPERVISORS**

**NOVEMBER 9, 2005**

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, November 9, 2005 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 James E. Eisel, Sr. presiding.

The Clerk called the roll and all Supervisors were present, with the exception of Mr. Marshfield who is on vacation.

Mr. Donnelly offered the invocation.

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

The minutes of the previous meeting were accepted with the following notation, Mr. Hynes led the Board in the Pledge of Allegiance to the Flag.

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

Chairman Eisel granted privilege of the floor to Mr. Donnelly who introduced Budget Director Joe Hanley.

Mr. Hanley distributed copies of the 2006 Tentative Budget and presented a brief summary.

Mr. Hanley explained the increase in spending plan for 2006 is up \$1,857,876, for a total tax levy of \$23,461,706 which is an increase of 5.3369 percent over 2005, there is a slight decrease in general revenues of \$1,017,808. In addition, from the General Fund Surplus \$4,400,000, IGT Fund Surplus \$2,500,000, Road Fund Surplus \$250,000, Capital Road and Bridge Fund Surplus \$250,000 for a total of \$7,400,000 of surplus being used to keep the tax levy down.

The Finance Committee is recommending nine additional positions be added to the budget, which is less than what was requested from the departments. The positions recommended and approved are two heavy equipment operator's at the Solid Waste Operational Facility, a civilian dispatcher at the Sheriff's Office, a receptionist at the Treasurer's Office, an assistant clerk at Tax Mapping, the Jail will go to a full-time nurse, Economic Development a clerk for 21 hours if the county gets an Empire Zone, a senior case worker for the Department of Social Services, and a legal secretary for the District Attorney.

Mr. Hanley discussed the anticipated revenues and pointed out that the account payment in lieu of taxes is showing an increase of \$25,000, due to a pilot agreement with Hancock and Deposit that will generate additional revenues. Interest and penalties on real property taxes is increasing by \$50,000, sales tax revenues is increasing from \$3.5 to \$3.7 million per 1 percent, and the tobacco settlement money account is increasing by \$50,000.

Mr. Hanley reviewed the distribution of the additional \$7.9 million that was found while preparing last year's budget and advised the remaining balance of \$401,157.04 was automatically rolled over to the fund balance. He stated that the county closed the year 2004 with a fund balance of \$10,715,546, adding the county's finances are right where they should be.

Mr. Hanley advised that the budget will identify a total dollar amount for equipment and will not itemize each item as in the past. A supplemental listing to each Supervisor will be provided by the end of the week.

In conclusion, Mr. Hanley suggested the Supervisors review the budget and contact him with any questions, suggestions or comments.

In reply to Mr. Bachler, Mr. Hanley explained that the \$100,000 intended for a new bus for the Office of the Aging was removed from general fund spending as it was felt the money could come from the Good Neighbor Fund. He also pointed out that a study is being done to determine if a few smaller buses would be better than one large bus.

Mr. Hanley noted that DPW is taking a hard look at the county's infrastructure and looking at putting together a 20 year plan to renovate roads. He suggested that the money used to fund Countryside go towards the county's infrastructure and pointed out the proceeds from the sale will put the county in a very good position.

At Mr. Donnelly's suggestion, Mr. Hanley discussed the reason \$100,000 was reduced from the estimated 2006 revenue for boarding of prisoners. He explained that in order to expect the maximum of \$450,000 there would have to be 16.5 inmates on a daily basis 365 days a year, pointing out that the facility has had as few as seven or eight to as high as 21 per day, there is no guarantee. He felt it made good sense to reduce the amount this year, get another year of history behind us and review it again next year. Mr. Hanley noted that a review of other counties have shown that the current rate of \$75 per day may be to low and he suggested increasing the rate to \$85 per day.

Chairman Eisel commented that Mr. Hanley's comparison sheet will be very helpful when comparing the 2005 and 2006 numbers. He said that Mr. Hanley has done a good job putting this budget together, adding it is conservative and the percentage of increase is a lot better than it has been in the past for being presented the first time.

Chairman Eisel announced a special meeting will be held on Tuesday, November 15,

2005 at 1:00 P.M. in the Supervisors' Room to review the budget.

Mr. Donnelly thanked Mr. Hanley and the Finance Committee for their hard work in preparing this budget.

Ms. Molé offered the following resolution and moved its adoption:

**RESOLUTION NO. 254**

**TITLE: TRANSFER OF FUNDS  
PUBLIC HEALTH NURSING SERVICE**

**WHEREAS**, it is necessary to provide adequate funds to cover expenses; and

**WHEREAS**, there has been an increase in utilization of the Social Hygiene program and expenses for managing the Social Hygiene program are greater than previously estimated; and

**WHEREAS**, the expenditure is 100% reimbursed through the State Aid Program.

**THEREFORE, BE IT RESOLVED** the following transfer of funds be authorized:

**FROM**

10-14010-54535020	Prof Fees Accounting	\$6,000.00
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**TO**

10-14054-54578000	Social Hygiene Program	\$6,000.00
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The resolution was seconded by Mr. Maddalone and adopted by the following vote: Ayes 4678, Noes 0, Absent 128 (Marshfield).

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

**RESOLUTION NO. 255**

**TITLE: TRANSFER OF FUNDS - ROAD FUND - 2005 BUDGET  
DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, there has been a significant increase in the cost of salt due in part to a fluctuating fuel surcharge; and

**WHEREAS**, the New York State Department of Transportation has issued new equipment rates which will increase the cost of the Town Contracts; and

**WHEREAS**, there is a balance in the line for Maintenance Contractual Expenses.

**NOW, THEREFORE, BE IT RESOLVED** that the following transfer be made to cover expenditures in the Chemicals and Town Contracts Lines:

**FROM:**

24-15110-54000000	Contractual Expense	\$115,000.00
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**TO:**

24-15142-54160000	Chemicals	\$109,000.00
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24-15142-54200060	Contracted Srvcs Town Snow	<u>6,000.00</u>
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Total		\$115,000.00
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The resolution was seconded by Mr. Rowe and adopted by the following vote: Ayes 4678, Noes 0, Absent 128 (Marshfield).

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

**RESOLUTION NO. 256**

**TITLE: RATIFICATION OF BAGS LANDFILL  
BUDGET FOR 2006**

**BE IT RESOLVED** that the 2006 budget for the BAGS Landfill in the total amount of \$158,144.00, with \$44,129.16 the apportioned cost to the Town of Sidney be ratified as presented.

The resolution was seconded by Mr. Utter and adopted by the following vote: Ayes 4678, Noes 0, Absent 128 (Marshfield).

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

**RESOLUTION NO. 257**

**TITLE: AUTHORIZATION FOR DISPOSAL OF  
HIGHWAY RIGHT-OF-WAY  
COUNTY ROUTE 14, TOWN OF DELHI  
DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, the Department of Public Works has completed the reconstruction of County Bridge 14-1, BIN 3352230 under Federal Aid PIN 9752.65 on new alignment; and

**WHEREAS**, the new structure and alignment required additional right-of-way to be purchased from Ralph L. Hunt for the new alignment; and

**WHEREAS**, in negotiations with Mr. Hunt for the additional right-of-way required, the County agreed to abandon the old section of highway, which is of no further use for highway purposes to Mr. Hunt pursuant to Section 118-a of the NYS Highway Law

**NOW, THEREFORE, BE IT RESOLVED** that the Delaware County Department of Public Works is authorized to convey to Mr. Hunt that section no longer needed for highway purposes.

The resolution was seconded by Mr. Bachler.

In response to Mr. Thomas, Commissioner of Public Works Wayne Reynolds stated the section abandoned back includes an old bridge for the cows to get across the stream. The county did not pay Mr. Hunt for the old right-of-way.

The resolution was unanimously adopted.

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

**RESOLUTION NO. 258**

**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 September 30, 2005;

**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.

**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	\$41,241.66	\$41,241.66	
Bovina	\$25,337.00	\$25,337.00	
Colchester	\$27,874.93	\$27,874.93	
Davenport	\$35,568.26	\$35,568.26	
Delhi	\$45,135.00	\$38,358.23	\$6,776.77
Deposit	\$7,782.70	\$7,248.91	\$533.79
Franklin	\$25,992.01	\$24,781.33	\$1,210.68

Town	Amount Allocated to Tax District	Amount Apportioned to Town		Amount Apportioned to Village
Hamden	\$13,648.93	\$13,648.93		
Hancock	\$28,611.20	\$25,856.18		\$2,755.02
Harpersfield	\$26,235.54	\$23,300.84		\$2,934.70
Kortright	\$19,944.00	\$19,944.00		
Masonville	\$15,026.83	\$15,026.83		
Meredith	\$24,768.69	\$24,768.69		
Middletown	\$95,445.86	\$83,650.52	FL	\$2,841.67
			MV	\$8,953.67
Roxbury	\$60,076.44	\$60,076.44		
Sidney	\$36,304.40	\$25,565.68		\$10,738.72
Stamford	\$26,405.19	\$20,012.62	ST	\$2,423.40
			HO	\$3,969.17
Tompkins	\$12,019.69	\$12,019.69		
Walton	\$60,453.70	\$49,064.22		\$11,389.48
Totals ...	\$627,872.03	\$573,344.96		\$54,527.07

The resolution was seconded by Mr. Thomas and Mr. Rider and adopted by the following vote: Ayes 4678, Noes 0, Absent 128 (Marshfield).

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

**RESOLUTION NO. 259**

**TITLE: DIRECT TOWN TAX**

**BE IT RESOLVED** that pursuant to §233a of the County Law, the nineteen towns of the County be and hereby are charged \$42,464.95 for the assessment rolls, field books, tax bills, etc.; and

**BE IT FURTHER RESOLVED** that the Clerk of the Board of Supervisors be authorized and directed to apportion said sum against the taxable property of the nineteen towns of the County of Delaware and that said sum be incorporated into the County Treasurer's

Preliminary Report of charges and credits to the said towns in accordance with the apportionment.

The resolution was seconded by Mr. Thomas and adopted by the following vote: Ayes 4678, Noes 0, Absent 128 (Marshfield).

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

**RESOLUTION NO. 260**

**TITLE: APPORTIONMENT OF COUNTY SELF INSURANCE BUDGET**

**RESOLVED** that the budget for the County Self Insurance Fund for Workers' Compensation and Volunteer Firemen's Benefits in the total amount of \$1,500,000, as set forth below be accepted as part of the records of this Board.

<u>Participant</u>	<u>Full Value Assessment</u>	<u>Apportioned Amount to Raise</u>
County of Delaware	3,984,016,019	\$692,764.30
<u>Towns</u>		
Andes	249,715,160	\$43,421.95
Bovina	79,988,529	\$13,908.88
Colchester	554,129,257	\$96,355.28
Davenport	159,812,826	\$27,789.20
Delhi	243,221,623	\$42,292.82
Deposit	188,410,962	\$32,762.01
Franklin	164,523,131	\$28,608.26
Hamden	109,920,446	\$19,113.60
Hancock	251,131,405	\$43,668.22
Harpersfield	109,761,578	\$19,085.99
Kortright	112,715,942	\$19,599.72
Masonville	82,228,175	\$14,298.32
Meredith	115,369,992	\$20,061.22
Middletown	450,619,176	\$78,356.33
Roxbury	315,005,638	\$54,775.05

Sidney	234,696,317	\$40,810.39
Stamford	147,466,430	\$25,642.34
Tompkins	135,127,353	\$23,496.74
Walton	280,172,079	\$48,717.98
<u>Villages</u>		
Delhi	73,036,746	\$12,700.06
Deposit	25,845,030	\$4,494.09
Franklin	15,326,564	\$2,665.05
Hancock	48,363,732	\$8,409.77
Stamford (Harpersfield)	24,555,774	\$4,269.90
Stamford (Stamford)	27,068,180	\$4,706.78
Fleischmanns	26,832,169	\$4,665.74
Sidney	138,844,812	\$24,143.16
Hobart	44,333,670	\$7,709.00
Walton	105,568,906	\$18,356.95
<u>Fire Districts</u>		
Stamford, Jefferson	16,416,028	\$2,854.52
Stamford, Gilboa	32,108,977	\$5,583.30
Arena, Hardenburgh	13,200,763	\$2,295.43
Midd.-Hard., Hardenburgh	37,388,084	\$6,501.26
Deposit	29,423,722	\$5,116.37
TOTAL	8,626,345,195	\$1,499,999.98

The resolution was seconded by Mr. Meredith and adopted by the following vote: Ayes 4678, Noes 0, Absent 128 (Marshfield).

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

**RESOLUTION NO. 261**



**TITLE: PUBLIC HEARING - 2006 TENTATIVE BUDGET**

**BE IT RESOLVED** public hearings will be held on the 21<sup>st</sup> day of November, 2005 at 3:30 P.M. and at 6:00 P.M. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York.

The resolution was seconded by Ms. Molé.

Chairman Eisel remarked if all goes well, the final budget will be presented at our regular meeting on Tuesday, November 22, 2005.

The resolution was unanimously adopted.

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

**RESOLUTION NO. 262**

**TITLE: PAYMENT OF AUDIT**

**WHEREAS**, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,912,394.31 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	\$595,581.10
Countryside Care Center	\$167,067.63
Jail	\$266,116.82
OET	\$8,376.98
Highway Audits, as Follows:	
Road	\$6,182.14
Machinery	\$111,809.91
Capital Road & Bridge	\$643,971.30
Capital Solid Waste	\$38,982.90
Solid Waste/Landfill	\$74,305.53

The resolution was seconded by Mr. Thomas and adopted by the following vote: Ayes 4678, Noes 0, Absent 128 (Marshfield).

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

**RESOLUTION NO. 263**

**TITLE: EXECUTIVE SESSION**

**BE IT RESOLVED** that the Delaware County Board of Supervisors convene in executive session for matters related to negotiations.

The resolution was seconded by Mr. Rider and adopted by the following vote: Ayes 4678, Noes 0, Absent 128 (Marshfield).

The meeting reconvened in regular session with all Supervisors present except Mr. Marshfield.

Upon a motion, the meeting was adjourned at 2:40 P.M.