

REGULAR MEETING
DELAWARE COUNTY BOARD OF SUPERVISORS
AUGUST 23, 2006

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, August 23, 2006 at 7:00 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 except Ms. Molé.

Mr. Donnelly offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Eisel granted privilege of the floor to Director of Public Health Bonnie Hamilton who introduced Dawn Pierce as employee of the month.

Ms. Pierce was hired as an Account Clerk Typist in April 2001, promoted to Senior Account Clerk January 2002 and promoted to Children's Program Specialist January 2006. In her current position, she is responsible for billing and reconciliation of the preschool special education program, provides information and referral services to families, provides mid-level supervision to clerical staff in all children's programs and assures compliance with regulation.

Mrs. Hamilton stated Ms. Pierce can be counted on to learn about a program and complete the required reports. She has developed an excellent system to assume maximum reimbursement in her program areas and takes the initiative necessary to improve, streamline and organize the work process. Ms. Pierce is loyal, responsible, dedicated to her work and is a wonderful addition to the department. She volunteers to take on additional tasks, is always willing to help her co-workers and is a team leader.

Mrs. Hamilton presented Ms. Pierce with a \$100.00 Savings Bond and thanked her for her dedication. Chairman Eisel presented her with the Certificate of Employee of the Month and thanked her for her dedicated service.

Ms. Pierce thanked the Board of Supervisors her co-workers, family and friends for recognizing her for a job she loves to do.

Mr. Donnelly stated that Ms. Pierce is the type of employee that makes you proud to be a resident of Delaware County because she is what Delaware County is all about.

Mr. Eisel commented that Ms. Pierce always has a smile on her face and is a pleasure to be around.

Mr. Donnelly offered the following resolution and moved its adoption

RESOLUTION NO. 182

**TITLE: GRANT FROM HEALTH RESEARCH, INC. FOR THE NYS
RURAL AUTOMATIC DEFIBRILLATOR PROGRAM
EMERGENCY MEDICAL SERVICES**

WHEREAS, Delaware County Emergency Medical Services has been awarded the grant for this region; and

WHEREAS, Delaware County will be awarded grant monies in the amount of \$4,874.00 to support this project; and

WHEREAS, Delaware County Emergency Medical Services believes it is important to insure timely response of defibrillation equipment; and

WHEREAS, no expenses will be paid until grant money is secured;

THEREFORE, BE IT RESOLVED, that the following revenue and appropriation accounts be established:

REVENUE ACCOUNT

10-14189-44440101	Federal PH Grants	\$4,874.00
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APPROPRIATION ACCOUNT

10-14189-52200000	Equipment	\$4,874.00
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The resolution was seconded by Mr. Maddalone and adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

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

RESOLUTION NO. 183

**TITLE: 2006 BUDGET MODIFICATION
OFFICE FOR THE AGING**

WHEREAS, the Delaware County Office for the Aging has been notified that it has been awarded an additional \$50,000.00 to administer the SPAP (State Pharmaceutical Assistance Program), which operates from October 1, 2005 to September 30, 2006; and

WHEREAS, this program, which requires no local match, will benefit Delaware County's senior population;

THEREFORE, BE IT RESOLVED, that the Office for the Aging be authorized to accept this funding; and

BE IT FURTHER RESOLVED, the estimated revenues and appropriations for the year 2006 be increased as follows:

REVENUES:

10-16772-44477200/6772024/977 Federal Programs for the Aging \$50,000.00

APPROPRIATIONS:

10-16772-54200000/6772024/977	General Grant Related Expenses	\$34,934.00
10-16772-54327520/6772024/977	Grant Postage	\$6,000.00
10-16772-54327595/6772024/977	Grant Supplies Office	\$4,000.00
10-16772-54327480/6772024/977	Grant Newsletter Mailing Service	\$2,566.00
10-16772-54327465/6772024/977	Grant Miscellaneous	\$1,500.00
10-16772-54327700/6772024/977	Grant Utilities Electricity	\$500.00
10-16772-54327625/6772024/977	Grant Travel	\$500.00

The resolution was seconded by Mr. Bachler and adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

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

RESOLUTION NO. 184

**TITLE: 2006 BUDGET MODIFICATION
OFFICE FOR THE AGING**

WHEREAS, the Delaware County Office for the Aging has been notified that it has been awarded an additional \$56,332.00 to administer the EISEP (Expanded In-Home Services for the Elderly Program), which operates from April 1, 2006 to March 31, 2007; and

WHEREAS, this program, which will require a 10% County funding match, will benefit Delaware County's senior population;

THEREFORE, BE IT RESOLVED, that the Office for the Aging be authorized to accept this funding; and

BE IT FURTHER RESOLVED, the estimated revenues and appropriations for the year 2006 be increased as follows:

REVENUES:

10-16772-43377200/6772008/977 State Programs for the Aging \$56,332.00

APPROPRIATIONS:

10-16772-54327000/6772008/977 General Grant Related Expenses \$50,726.00

10-16772-54327180/6772008/977 Grant Communications \$1,000.00

10-16772-54327595/6772008/977 Grant Supplies Office \$4,606.00

The resolution was seconded by Mr. Maddalone and adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

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

RESOLUTION NO. 185

**TITLE: 2006 BUDGET MODIFICATION
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Delaware County Department of Social Services is the designated local agency to administer the Community Solutions for Transportation Program. Said monies to be used for public assistance employment purposes and is 100% reimbursed.

NOW, THEREFORE BE IT RESOLVED that the 2006 Social Services Budget be amended to increase the following accounts:

INCREASE REVENUE:

10-16010-44461000 Social Services Administration \$41,570.00

INCREASE APPROPRIATION:

10-1 6010-54427013 Social Services Administration \$41,570.00

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

Mr. Utter offered the following and moved its adoption:

RESOLUTION NO. 186

TITLE: 2006 BUDGET MODIFICATION

DEPARTMENT OF PUBLIC WORKS

WHEREAS, during the flood of June 26 - July 7, 2006 the County infrastructure suffered significant damage; and

WHEREAS, the cost to repair said damages are 100% reimbursable, 75% by Federal Emergency Management Association (FEMA) and 25% by State Emergency Management Office (SEMO).

NOW, THEREFORE, BE IT RESOLVED that the 2006 County Budget be amended as follows:

INCREASE REVENUE

34-15112-44496000	Fed. Emergency Disaster Asst.	\$1,950,000.00
34-15112-43396000	State Emergency Disaster Asst.	\$650,000.00

APPROPRIATION ACCOUNT

34-15112-54000000	Contractual Expense	\$2,600,000.00
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The resolution was seconded by Mr. Woodford and Mr. Rowe and adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

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

RESOLUTION NO. 187

**TITLE: AUTHORIZATION FOR AWARD
COUNTY COURT HOLDING FACILITY RENOVATION
BUILDING AND MAINTENANCE**

LETTING OF JUNE 22, 2006

Notice to bidders and proposals received having been filed and the bidding procedures and documents having been approved by the County Attorney:

BE IT RESOLVED, that the Delaware County Building and Maintenance is authorized to make awards to the lowest bidder meeting specifications as follows:

PROPOSAL NO. BM2006-1

General Contract:

Simmons Construction
PO Box 199
Sidney, NY 13838

Bid Price: \$107,600.00

Electrical Contract: A. Treffeisen & Sons, LLC
204 Roundhouse Rd.
Oneonta, NY 13820

Bid Price: \$ 18,880.00

HVAC Contract: A. Treffeisen & Sons, LLC
204 Roundhouse Rd.
Oneonta, NY 13820

Bid Price: \$ 18,970.00

Plumbing Contract: A. Treffeisen & Sons, LLC
204 Roundhouse Rd.
Oneonta, NY 13820

Bid Price: \$ 29,700.00

All original bids and a summary sheet to the bids received are on file for inspection at the office of the Clerk of the Board of Supervisors. Copies of the summary sheet of the bids received have been supplied to each Supervisor.

The resolution was seconded by Mr. Woodford and adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

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

RESOLUTION NO. 188

**TITLE: APPROVAL OF TRANSPORTATION BIDS FOR
EARLY INTERVENTION AND PRESCHOOL SPECIAL EDUCATION
PROGRAM (2 - 5 year olds)
PUBLIC HEALTH NURSING SERVICES**

WHEREAS, a request for bids has been made and bids received, having been filed, and the procedures and documents having been approved by Richard B. Spinney, Esq., Delaware County Attorney;

NOW, THEREFORE, BE IT RESOLVED that the bids received for transportation of preschool children with special needs from various points around Delaware County to the 4410 programs listed below, from September 1, 2006 to August 31, 2009, be accepted as follows:

Proposal No. 2-06:

Delaware County NYSARC, Inc- designated program site (Carousel Children's Services), with its main office located at 34570 St Hwy 10, Walton, NY

Buchanan Transportation, Inc.

PO Box 686

Roscoe, NY 12776

Bid: \$83.16 per day per child

Proposal No. 3-06:

Springbrook NY, Inc- designated program site (Kid's Unlimited), 6 Country Club Road and 2705 St Hwy 28, Oneonta, NY

Buchanan Transportation, Inc.

PO Box 686

Roscoe, NY 12776

Bid: \$118.12 per day per child

Proposal No. 4-06:

Cloverpatch, Center for Disability Services designated program site, 4956 State Route 30, Schoharie, NY and 114 Lark Street, Cobleskill, NY

Coxsackie Transport, Inc.

250 Mansion Street

Coxsackie, NY 12051

Bid: \$250.00 per day per child and \$30.00 each additional child

Proposal No. 5-06

Broome-Tioga BOCES- designated program site (First Friends), 15 Golden Street, Kirkwood, NY (Sept-Jun) and 435 Glenwood Road, Binghamton, NY (Jul-Aug)

Birnie Bus Service, Inc.

P.O. Box 630

Otis Street

Rome, NY 13442

Bid: \$ 295.00 per day per child and \$35.00 each additional child up to five children

The resolution was seconded by Mr. Marshfield.

In reply to Mr. Marshfield, Mrs. Hamilton stated the services are provided for 14 to 17 children. The majority of the children go to Carousel Children's Service, two to Clover Patch, and one to First Friends.

The resolution was adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

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

RESOLUTION NO. 189

**TITLE: AUTHORIZATION FOR AWARDS -
DELAWARE COUNTY DEPARTMENT OF PUBLIC WORKS**

LETTING OF AUGUST 10, 2006

Notice to bidders and proposals received having been filed and the bidding procedures and documents having been approved by the County Attorney:

BE IT RESOLVED, that the County Department of Public Works is authorized to make awards to the lowest bidders meeting specifications as follows:

PROPOSAL NO. 52-06 EMERGENCY BRIDGE REPAIR #4 to:

New Century Construction
PO Box 9144
Albany, NY 12209

Bid Price: BR 42	\$ 557,851.04
BR 28-4	\$1,003,957.76
BR 111	\$ 901,873.44

All original bids and a summary sheet of the bids received are on file for inspection at the office of the Clerk of the Board of Supervisors. Copies of the summary sheet of the bids received have been supplied to each Supervisor.

The resolution was seconded by Mr. Bachler.

In reply to Mr. Marshfield, Mr. Utter stated that New Century Construction was the only bid received and they have worked well for the county on other bridge jobs.

Commissioner of Public Works Wayne Reynolds stated there are nine bridges that need to be repaired and nine that have been repaired to date. He pointed out that BR 42 is on East Handsome Brook Road in the town of Franklin, BR 28-4 is on County Route 28 in Hancock, and BR 111 is on Readburn Road in the town of Hancock.

The resolution was adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

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

RESOLUTION NO. 190

**TITLE: AUTHORIZATION FOR AWARDS -
DELAWARE COUNTY DEPARTMENT OF PUBLIC WORKS
SOLID WASTE DIVISION**

LETTING OF AUGUST 10, 2006

Notice to bidders and proposals received having been filed and the bidding procedures and documents having been approved by the County Attorney:

BE IT RESOLVED, that the County Department of Public Works is authorized to make awards to the lowest bidders meeting specifications as follows:

PROPOSAL NO. SW4-06	Transportation and Disposal of Non-Hazardous Mixed Solid Waste Debris from the Delaware County Solid Waste Management Center, Walton, NY to:
	Seneca Meadows, Inc. 1786 Salcman Road Waterloo, NY 13165
	Bid Price: \$66.00/ton

All original bids and a summary sheet of the bids received are on file for inspection at the office of the Clerk of the Board of Supervisors. Copies of the summary sheet of the bids received have been supplied to each Supervisor.

The resolution was seconded by Mr. Woodford.

In answer to Mr. Marshfield, Mr. Utter stated this resolution is for the disposal of all flood related debris.

The resolution was adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

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

RESOLUTION NO. 191

**TITLE: NEW POSITION - LEGAL UNIT
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, a reorganization of the Social Services Legal Unit Staff was undertaken earlier this year resulting in the classification of a new position entitled Legal Unit Manager; and

WHEREAS, the duties of the position have been reviewed by the Personnel Officer and the Personnel Officer has recommended the new title of Legal Unit Manager be placed in Labor Grade 25 of the CSEA salary schedule; and

WHEREAS, due to the medical leave of the Legal Unit Paralegal and the resignation of one of the Social Services Attorneys, implementation of this new title at this time will be supportive of the Unit's needs and cost effective

NOW, THEREFORE BE IT RESOLVED that the Department is hereby approved to appoint a qualified individual to this new title effective with the approval of this resolution.

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

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

RESOLUTION NO. 192

**TITLE: CHANGE ORDER NO. 1 FOR PROPOSAL NO. 26-06
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 122 of 2006 authorized the Department of Public Works to make award of Proposal 26-06 to New Century Construction LLC for the retaining wall replacement on County Route 22; and

WHEREAS, after the flood of June 2006 the precast concrete T-Wall sections became unavailable within an acceptable schedule due to their demand from NYSDOT and other transportation agencies; and

WHEREAS, the contractor has proposed a cast in place wall that can be completed prior to winter to ensure safe access to residents living on CR 22; and

WHEREAS, the Town Road (Upper East Brook Road) that the County was going to use as a detour for the project was heavily damaged by the flood resulting in the changing of the Maintenance and Protection of Traffic provisions to one lane service on CR 22 controlled by temporary signals.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is authorized to execute Change Order No. 1 in the amount of \$80,631 increasing the total project cost to \$644,630.61.

The resolution was seconded by Mr. Rowe and Mr. Bachler and adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

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

RESOLUTION NO. 193

**TITLE: CHANGE ORDER NO. 1, PROPOSAL 25-06
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 50 of 2006 authorized the Department of Public Works to make award to Economy Paying Company, Inc., for Misc. Repairs of Bridge 130, Main Street over the Susquehanna, Village of Sidney, Proposal 25-06 in the amount of \$118,205.00; and

WHEREAS, the repair of the bridge is complete and the final quantities have been calculated; and

WHEREAS, it was determined during the repairs that additional shoring was required at two locations.

NOW, THEREFORE, BE IT RESOLVED, that the Department of Public Works is authorized to execute Change Order No. 1 representing an increase of \$4,000.00 bringing the final contract amount to \$122,205.00.

The resolution was seconded by Mr. Maddalone.

Mr. Utter explained that this bridge sits right on the Delaware County-Otsego County line and that 50 percent of the figures stated in the resolution are the obligation of Otsego County.

The resolution was adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

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

RESOLUTION NO. 194

**TITLE: AUTHORIZATION TO ACQUIRE RIGHT OF WAY
FOR COUNTY ROUTE 67
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the flooding of June 27 and 28 of 2006 severely damaged a portion of County Route 67 in the Town of Hancock; and

WHEREAS, to repair the damaged roadbed and restore the stream bed in a manner that mitigates the possibility of future damage from flooding necessitates a change in alignment of the County road; and

WHEREAS, the shift in alignment requires additional right-of-way; and

WHEREAS, the landowners are willing to deed the required right of way to the County of Delaware in exchange for a piece of adjoining County right-of-way which is no longer needed for highway purposes.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Department of Public Works is authorized to acquire the required right-of-way from James Crawford and George D. Crawford in exchange for the adjoining right-of-way which is no longer needed for highway purposes; and

BE IT FURTHER RESOLVED that the County of Delaware is authorized to convey the unused portion of the existing right of way to James Crawford and George D. Crawford.

The resolution was seconded by Mr. Rowe.

Mr. Utter said that an additional right-of-way was needed to help repair a roadbed and explained that the Crawford's were willing to deed the required right-of-way to the county in exchange for a piece of adjoining county right-of-way which had become worthless to the county.

The resolution was unanimously adopted.

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

RESOLUTION NO. 195

**TITLE: ANNUAL REPORT AND AGENCY EVALUATION
PUBLIC HEALTH NURSING SERVICE**

WHEREAS, the Delaware County Public Health Nursing Service must, by regulation, submit the Annual Report and Agency Evaluation Report to the governing authority for approval;

WHEREAS, the Public Health Committee has reviewed and approved the Annual Report and Evaluation Report,

THEREFORE, BE IT RESOLVED, to accept the Delaware County Public Health Nursing Services 2005 Annual Report and Agency Evaluation Report as presented.

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

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

RESOLUTION NO. 196

**TITLE: ADOPTION OF THE DELAWARE COUNTY MULTI-JURISDICTIONAL ALL-HAZARDS MITIGATION PLAN
PLANNING DEPARTMENT**

WHEREAS, Delaware County and the municipalities therein have identified a history of damages resulting from flooding, severe storms, winter storms, and other weather-related phenomena, and have recognized the potential for future damages resulting from natural, human-caused, and technological disasters; and

WHEREAS, an All-Hazards Mitigation Plan can provide recommendations to help prevent and minimize the damages resulting from such events; and

WHEREAS, the adoption of an All-Hazards Mitigation Plan is required to be eligible to receive State and Federal funding for hazard mitigation initiatives; and

WHEREAS, the Delaware County Board of Supervisors determined in Resolution No. 107 of 2003 that a multi-jurisdictional All-Hazards Mitigation Plan representing all the towns and villages in Delaware County would be more efficient to produce than each community drafting and adopting their own; and

WHEREAS, the Delaware County All-Hazards Steering Committee was formed to oversee preparation and adoption of the Plan in concert with the project consultant selected through an RFP process, Tetra Tech EMI; and

WHEREAS, the involved municipalities subsequently drafted the Plan in accordance with the requirements of the New York State Emergency Management Office (SEMO), the Federal Emergency Management Agency (FEMA), and Disaster Mitigation Act of 2000; and

WHEREAS, the Plan includes jurisdiction-specific recommendations to minimize the damages associated with natural, human-caused, and

technological disasters; and

WHEREAS, the Plan has been made available for the public review online at the Delaware County Planning Department Hazard Mitigation website (<http://www.co.delaware.ny.us/depts/pln/HazardMitigation.htm>) and by placement in municipal offices, the Delaware County Planning office, and local libraries, with notices published in five local newspapers, inviting public comment; and

WHEREAS, public meetings were hosted by the Steering Committee throughout the development of the Plan to discuss the contents of the Plan with members of the public; and

WHEREAS, comments from the public and Steering Committee have been incorporated into the Plan; and

WHEREAS, the revised Plan is wholly supported by its viewers; and

WHEREAS, Delaware County has reviewed the Plan and affirms that the Plan will be updated no less that every five years; and

WHEREAS, the adoption of the Delaware County All-Hazards Mitigation Plan by municipalities is a Type II Action under State Environment Quality Review Act and will not result in a significant adverse environmental impact;

NOW THEREFORE, BE IT RESOLVED, Delaware County adopts the Delaware County Multi-Jurisdictional All-Hazards Mitigation Plan as its All-Hazards Mitigation Plan and resolves to execute the actions in the Plan.

The resolution was seconded by Mr. Smith.

Chairman Eisel noted that all the towns are adopting a similar resolution.

The resolution was unanimously adopted.

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

RESOLUTION NO. 197

**TITLE: APPROVAL OF MODIFICATIONS AND RENEWAL OF
AGRICULTURAL DISTRICT #4
PLANNING DEPARTMENT**

WHEREAS, Delaware County has complied with the eight year review procedure of Agricultural District #4 in the Towns of Davenport, Delhi, Kortright & Meredith; and

WHEREAS, the Delaware County Board of Supervisors held a Public Hearing on Wednesday July 19, 2006 for any public comment; and

WHEREAS, the Agricultural and Farmland Protection Board and the County Planning Board have reviewed said District and have recommended that said Agricultural District #4 be renewed with the following modifications:

Town of Meredith		
MODIFICATION	PARCELS	ACREAGE
Additions	0	0
Removed	55	1,841
After modifications	141	7506
Town of Kortright		
MODIFICATION	PARCELS	ACREAGE
Additions	10	106
Removed	94	3027
After modifications	267	20393
Town of Delhi		
MODIFICATION	PARCELS	ACREAGE
Additions	4	136
Removed	27	818
Town of Davenport		
MODIFICATION	PARCELS	ACREAGE
Additions	0	0
Removed	2	58
After modifications	10	415

NOW, THEREFORE, BE IT RESOLVED that Agricultural District #4 be renewed with the above recommended modifications.

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

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

RESOLUTION NO. 198

TITLE: DESIGNATION OF DELAWARE COUNTY CHAMBER OF COMMERCE AS TOURIST PROMOTION AGENCY FOR DELAWARE COUNTY

BE IT RESOLVED that the Delaware County Chamber of Commerce be designated as the Tourism Promotion Agency for Delaware County, for the

purpose of making applications for and receiving grants under Section 100[6] of the Economic Development Law, with the Chamber of Commerce to provide the required local matching funds for the "I Love New York" tourism promotion 2006-2007 program.

The resolution was seconded by Mr. Hynes and Mr. Donnelly and unanimously adopted.

Mr. Rowe introduced Local Law No. 23 of 2006.

LOCAL LAW NO. 23 2006

AMENDING LOCAL LAW NO. 1 OF 2005 TO MAKE TECHNICAL CORRECTIONS TO THE EMPIRE ZONE BOUNDARIES

WHEREAS, on September 28, 2005, in accordance with the applicable provisions of law, the Delaware County Board of Supervisors approved Local Law #1 of 2005 authorizing the County of Delaware to submit an application for designation of certain areas within Delaware County as an Empire Zone; and

WHEREAS, Schedule A, of Local Law No.1 of 2005 set forth the boundaries of said areas; and

WHEREAS, in order to comply with the Legislative intent and legal requirements of the Empire Zone Program, Delaware County is now required to make technical corrections to the boundaries of said areas.

NOW, THEREFORE, BE IT enacted by the board of supervisors of the county of Delaware, as follows:

Section 1. Schedule A, of Local Law #1 of 2005 is repealed.

Section 2. The Schedule A attached hereto and made a part hereof shall be substituted for the original Schedule A.

Section 3. This local law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

SCHEDULE A

EMPIRE ZONE BOUNDARY DELINEATION

The Empire Zone encompasses a total of 1,278.29 ± acres in seven (7)

noncontiguous areas within Delaware County.

Davenport Area=	-75.01386	42.44573
125.01 Acres	-75.01406	42.44635
	-75.01365	42.4466
	-75.01362	42.4472
	-75.0167	42.44756
	-75.01783	42.44761

X COORD\Y COORD1

-75.01924	42.44787
-75.01908	42.4498
-75.01419	42.44968
-75.01379	42.45008
-75.01376	42.45013
-75.01325	42.450152
-75.01288	42.45011
-75.01241	42.4501
-75.01242	42.44999
-75.01195	42.44998
-75.01157	42.44993
-75.01108	42.44976
-75.01065	42.44966
-75.01037	42.44955
-75.01045	42.44892
-75.01049	42.44854
-75.00192	42.44794
-75.00165	42.44729
-75.0016	42.44696
-75.00175	42.44645
-75.00204	42.446
-75.00207	42.44562
-75.00195	42.44474
-75.00198	42.44458
-75.00205	42.44434
-75.00282	42.44345
-75.00731	42.44538
-75.00798	42.44562
-75.01127	42.44621
-75.0115	42.44501
-75.01217	42.44513
-75.01239	42.44533
-75.01288	42.44555
-75.01314	42.44561
-75.01358	42.44584

Delhi Area =
283.04 Acres

X COORD\Y COORD1

-74.91935	42.27225
-74.91917	42.27214
-74.9203	42.272
-74.91972	42.27166
-74.91954	42.27155
-74.9215	42.27153
-74.92068	42.27151
-74.91947	42.2715
-74.91956	42.27141
-74.92047	42.27135
-74.92148	42.27129
-74.91817	42.27126
-74.91829	42.271
-74.92145	42.2708
-74.91862	42.27049
-74.92144	42.27042
-74.91869	42.27037
-74.92147	42.27003
-74.92057	42.27
-74.92147	42.26998
-74.92085	42.26977
-74.92155	42.26959
-74.92117	42.26952
-74.92162	42.26933
-74.92172	42.26906
-74.92085	42.26899
-74.92228	42.26779
-74.9216	42.26752

-74.9206	42.26724	-74.96143	42.24968
-74.9219	42.26584	-74.96187	42.24839
-74.92268	42.26566	-74.96449	42.24469
-74.92634	42.26443	-74.96464	42.24297
-74.92576	42.26435	-74.9604	42.24142
-74.92597	42.26412	-74.96455	42.23977
-74.92606	42.26402	-74.94121	42.25657
-74.92526	42.26381	-74.94107	42.25648
-74.92547	42.26358	-74.94099	42.25645
-74.92742	42.26317	-74.94099	42.25645
-74.92714	42.26284	-74.9407	42.25633
-74.92764	42.26277	-74.94035	42.25621
-74.92338	42.26273	-74.93989	42.25611
-74.92768	42.26273	-74.93962	42.25605
-74.92739	42.26258	-74.93919	42.25599
-74.9281	42.26256	-74.93869	42.25604
-74.92767	42.26227	-74.93869	42.25639
-74.92774	42.26219	-74.93871	42.25651
-74.92862	42.262	-74.9384	42.25652
-74.92815	42.26175	-74.93816	42.25656
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-75.40557	42.07713	-75.42101	42.05104
-75.40551	42.0772	-75.41941	42.04599
-75.40534	42.07743	-75.41877	42.04607
-75.40519	42.07762	-75.41831	42.04483
-75.40412	42.07809	-75.41459	42.0395
-75.40404	42.07808	-75.40949	42.07154

-75.40939 42.0722
 -75.409 42.07241
 -75.40863 42.0727
 -75.41981 42.05771
 -75.41689 42.05989
 -75.41909 42.05918
 -75.4128 42.06862
 -75.41218 42.0683
 -75.41066 42.06886
 -75.41061 42.069
 -75.41053 42.06915
 -75.41047 42.06923
 -75.41038 42.06938
 -75.41028 42.06952
 -75.41093 42.06845
 -75.41086 42.06861
 -75.41102 42.06831
 -75.41109 42.06825
 -75.41114 42.06819
 -75.4112 42.06815
 -75.41089 42.06853
 -75.41097 42.06839
 -75.41082 42.06868
 -75.41064 42.06893
 -75.41011 42.06992
 -75.41002 42.07011
 -75.41044 42.0693
 -75.41058 42.06906
 -75.41072 42.06879

Hancock Area =
 71.92 Acres

X COORD\Y COORD¹

-75.27843 41.94525
 -75.27809 41.94342
 -75.27557 41.94341
 -75.27543 41.93971
 -75.27521 41.93957
 -75.27517 41.93837
 -75.27833 41.93796

-75.27503 41.93716
 -75.27836 41.9383
 -75.2784 41.93866
 -75.27797 41.94005
 -75.27796 41.94082
 -75.27792 41.94151
 -75.27791 41.94222
 -75.27791 41.94269
 -75.27792 41.94283
 -75.27795 41.94305
 -75.27804 41.94321
 -75.27544 41.94458
 -75.27546 41.94521
 -75.27654 41.94506
 -75.27816 41.94386
 -75.27822 41.94418
 -75.27827 41.94444
 -75.27835 41.94472
 -75.27839 41.94493
 -75.27838 41.94503
 -75.27843 41.94511
 -75.27848 41.94538
 -75.27854 41.94537
 -75.27869 41.94536
 -75.27872 41.94527
 -75.27871 41.94515
 -75.27873 41.9451
 -75.27881 41.9452
 -75.27878 41.94515
 -75.27886 41.94526
 -75.27883 41.94528
 -75.27882 41.94529
 -75.27883 41.94532
 -75.27884 41.94533
 -75.27886 41.94536
 -75.27884 41.94537
 -75.27885 41.94538
 -75.27886 41.94539
 -75.27882 41.9454
 -75.27881 41.94542
 -75.27884 41.94543
 -75.27887 41.94543

-75.2789	41.94543	-75.27943	41.94635
-75.27892	41.94543	-75.27945	41.94638
-75.27898	41.94546	-75.2795	41.94644
-75.27911	41.94575	-75.27952	41.94648
-75.27886	41.94528	-75.27955	41.94654
-75.27865	41.94535	-75.27956	41.94659
-75.2786	41.94535	-75.27954	41.94663
-75.27858	41.94535	-75.27892	41.9467
-75.27851	41.94539	-75.27825	41.94676
-75.27846	41.94535	-75.27957	41.94669
-75.27845	41.94531	-75.27963	41.94678
-75.27843	41.94528	-75.27964	41.94681
-75.27841	41.94528	-75.27965	41.94686
-75.27842	41.94514	-75.27968	41.94693
-75.27844	41.94524	-75.27973	41.947
-75.2787	41.94511	-75.27979	41.94704
-75.2787	41.94509	-75.27915	41.94707
-75.27872	41.94532	-75.27982	41.94708
-75.27872	41.94535	-75.27985	41.94717
-75.27883	41.94523	-75.27987	41.94722
-75.27876	41.94514	-75.2799	41.94728
-75.27841	41.94508	-75.27989	41.94736
-75.27843	41.9452	-75.27991	41.94743
-75.27837	41.9448	-75.27992	41.94749
-75.27838	41.94486	-75.27996	41.94758
-75.27839	41.9449	-75.27997	41.94761
-75.27838	41.945	-75.27818	41.94717
-75.27839	41.94507	-75.27911	41.94708
-75.27905	41.94564	-75.28002	41.94765
-75.27919	41.94582	-75.28005	41.9477
-75.27921	41.94584	-75.28006	41.94773
-75.27925	41.9459	-75.28012	41.9478
-75.27926	41.94596	-75.28016	41.94788
-75.27928	41.94598	-75.28023	41.94806
-75.2793	41.94602	-75.28024	41.94808
-75.27932	41.94605	-75.28024	41.94812
-75.27935	41.94608	-75.28025	41.94814
-75.27938	41.94613	-75.28027	41.94816
-75.27939	41.94617	-75.28027	41.9482
-75.27941	41.94626	-75.2803	41.94823
-75.2794	41.9462	-75.28034	41.94831
-75.27942	41.94632	-75.28038	41.94835

-75.28041 41.94841
 -75.28043 41.94843
 -75.28047 41.94849
 -75.28053 41.94857
 -75.28053 41.9486
 -75.28058 41.94865
 -75.28061 41.9487
 -75.27932 41.9488
 -75.27922 41.94888
 -75.27892 41.94961
 -75.27779 41.94976
 -75.27729 41.94898
 -75.27716 41.94905
 -75.27728 41.94925
 -75.27659 41.94937
 -75.27623 41.94873
 -75.276 41.94819
 -75.27717 41.94803
 -75.27706 41.94746
 -75.27775 41.9474
 -75.27767 41.94703
 -75.27771 41.94703
 -75.27779 41.94739
 -75.27814 41.94736
 -75.27806 41.947
 -75.27814 41.94699
 -75.27785 41.9465
 -75.2778 41.9465
 -75.2778 41.94653
 -75.27723 41.94614
 -75.27712 41.94616
 -75.27662 41.94567
 -75.27638 41.94539
 -75.27655 41.94537
 -75.27543 41.94426
 -75.27544 41.94406
 -75.27547 41.94389
 -75.27551 41.94368
 -75.27556 41.9435
 -75.27554 41.94358
 -75.27555 41.94271
 -75.2751 41.93753

Hobart Area =
 55.91 Acres

X COORD¹Y COORD¹

-74.66628 42.37262
 -74.66606 42.37251
 -74.66584 42.3724
 -74.66548 42.37225
 -74.66613 42.37211
 -74.66573 42.37193
 -74.66631 42.37192
 -74.66585 42.3718
 -74.66435 42.37169
 -74.66377 42.37147
 -74.66497 42.37145
 -74.66495 42.37144
 -74.66697 42.37133
 -74.66332 42.3713
 -74.66705 42.37125
 -74.66711 42.37119
 -74.66723 42.37109
 -74.66758 42.37077
 -74.66734 42.37056
 -74.66712 42.37039
 -74.66699 42.37029
 -74.66693 42.37024
 -74.6671 42.37021
 -74.66755 42.37011
 -74.66678 42.36997
 -74.66754 42.36996
 -74.66104 42.36992
 -74.66737 42.36983
 -74.66732 42.36974
 -74.66227 42.36946
 -74.66325 42.36938
 -74.6636 42.36935
 -74.66572 42.36933
 -74.6647 42.36927
 -74.66476 42.36926
 -74.66555 42.3692
 -74.66603 42.36913

-74.66508 42.37209
 -74.66468 42.37182
 -74.66486 42.37241
 -74.66417 42.37312
 -74.66404 42.37332
 -74.66425 42.3734
 -74.66453 42.37349
 -74.66479 42.37328
 -74.66486 42.37354
 -74.66573 42.37346
 -74.66545 42.37375
 -74.66452 42.37458
 -74.66367 42.37425
 -74.66246 42.37291
 -74.65785 42.37108
 -74.65772 42.37022
 -74.65839 42.37004
 -74.65845 42.37016
 -74.65882 42.37037
 -74.65958 42.36969
 -74.65979 42.36963
 -74.66014 42.36962
 -74.66032 42.36963
 -74.66142 42.36955
 -74.66158 42.36954
 -74.66165 42.36945
 -74.66175 42.36947
 -74.66186 42.36948
 -74.66192 42.36948
 -74.66623 42.36957
 -74.66643 42.36942
 -74.66754 42.3696
 -74.66741 42.36931
 -74.66734 42.36936
 -74.66721 42.36925
 -74.66746 42.3691
 -74.6674 42.36905
 -74.66735 42.36902
 -74.66731 42.369
 -74.66722 42.36898
 -74.66726 42.36899
 -74.66716 42.36898

-74.66689 42.369
 -74.66653 42.36905
 -74.66766 42.37003
 -74.66754 42.37084

Sidney Area =
 344.36 Acres

X COORD¹ Y COORD¹

-75.39135 42.31336
 -75.3928 42.31322
 -75.3916 42.31322
 -75.41167 42.31246
 -75.39098 42.31251
 -75.39116 42.31241
 -75.39135 42.3123
 -75.39363 42.31196
 -75.41436 42.3115
 -75.39401 42.31157
 -75.39305 42.31141
 -75.39467 42.31137
 -75.39395 42.31121
 -75.39464 42.31108
 -75.41428 42.31081
 -75.40739 42.31048
 -75.41409 42.3101
 -75.4141 42.30922
 -75.40599 42.30845
 -75.40631 42.30825
 -75.40622 42.30813
 -75.41551 42.30802
 -75.4155 42.30738
 -75.39765 42.30699
 -75.40421 42.3069
 -75.40213 42.30653
 -75.40397 42.30641
 -75.40213 42.3063
 -75.40363 42.30591
 -75.41545 42.30457
 -75.40458 42.30457
 -75.41545 42.30443

-75.40663	42.3023	-75.39006	42.31306
-75.40811	42.30209	-75.39028	42.31293
-75.4154	42.30179	-75.39055	42.31324
-75.40856	42.30142	-75.39025	42.31338
-75.40909	42.30106	-75.39345	42.31214
-75.40802	42.30095	-75.39296	42.31337
-75.41382	42.30067	-75.39234	42.31371
-75.4135	42.3004	-75.39223	42.3136
-75.40928	42.30006	-75.39187	42.3138
-75.41466	42.29976	-75.39198	42.31346
-75.40866	42.29957	-75.39104	42.31351
-75.40625	42.29922	-75.39046	42.31336
-75.40625	42.2992	-75.39031	42.31345
-75.41185	42.29909	-75.41538	42.29421
-75.40884	42.29876	-75.41241	42.29677
-75.40758	42.29871	-75.41335	42.29713
-75.40843	42.29849	-75.41383	42.29767
-75.41537	42.29767	-75.40941	42.29923
-75.41245	42.29564	-75.40902	42.29951
-75.41538	42.2955	-75.40889	42.29941
-75.41249	42.29451	-75.40893	42.3003
-75.41552	42.30917	-75.40823	42.29968
-75.414	42.30978	-75.40812	42.29836
-75.41428	42.31174	-75.40787	42.29993
-75.41385	42.31232	-75.40784	42.30182
-75.41349	42.31265	-75.4072	42.30265
-75.41326	42.31273	-75.40701	42.30216
-75.41236	42.31288	-75.40684	42.30033
-75.41123	42.31282	-75.40771	42.30114
-75.40991	42.31181	-75.40534	42.30114
-75.40662	42.31008	-75.40675	42.29806
-75.4062	42.30767	-75.40484	42.30288
-75.40497	42.30839	-75.40376	42.30561
-75.40152	42.307	-75.4041	42.30533
-75.4018	42.30724	-75.40213	42.30563
-75.39453	42.31023	-75.40016	42.30601
-75.39498	42.30998	-75.4002	42.30609
-75.39502	42.30989	-75.39981	42.30621
-75.39281	42.31145	-75.39965	42.30605
-75.39268	42.31309	-75.39484	42.30863
-75.39093	42.31235	-75.39435	42.30867
-75.39002	42.31288	-75.39425	42.30788

-75.39677 42.30734
-75.40474 42.30432
-75.40829 42.29843
-75.40874 42.30015
-75.40863 42.3

Walton Area =
139.56 Acres

X COORD1Y COORD1

-75.14057 42.17478
-75.14066 42.17433
-75.14124 42.17396
-75.13971 42.17334
-75.14042 42.173
-75.13942 42.17292
-75.13961 42.17282
-75.13745 42.17274
-75.13878 42.17261
-75.1387 42.17249
-75.13867 42.17208
-75.13881 42.17208
-75.13722 42.17207
-75.13868 42.17205
-75.13735 42.17195
-75.13875 42.17188
-75.13613 42.17185
-75.13731 42.17184
-75.13728 42.17178
-75.13725 42.17159
-75.13784 42.17109
-75.13859 42.17081
-75.13855 42.17078
-75.13836 42.17076
-75.13846 42.17075
-75.13843 42.17074
-75.13257 42.17047
-75.13394 42.17046
-75.13242 42.17044
-75.13787 42.17021
-75.13522 42.17013

-75.13824 42.1701
-75.13522 42.17008
-75.13735 42.17008
-75.13852 42.16997
-75.13644 42.16984
-75.13617 42.16977
-75.13881 42.16974
-75.13585 42.16969
-75.13891 42.16965
-75.13552 42.1696
-75.13523 42.16953
-75.13443 42.16947
-75.13442 42.16946
-75.13713 42.16936
-75.1372 42.16936
-75.13448 42.16934
-75.13246 42.16917
-75.13226 42.16911
-75.13216 42.16904
-75.13929 42.16902
-75.13207 42.16901
-75.131 42.16898
-75.13716 42.16896
-75.13117 42.16892
-75.1317 42.16891
-75.13155 42.16883
-75.13713 42.16879
-75.13478 42.16878
-75.13713 42.16877
-75.131 42.1687
-75.13484 42.16868
-75.13089 42.16867
-75.13079 42.16864
-75.13066 42.16861
-75.13428 42.1686
-75.13059 42.16859
-75.1372 42.16858
-75.1306 42.16835
-75.13581 42.1683
-75.12856 42.16827
-75.13067 42.16824
-75.13044 42.16817

-75.13034	42.16814	-75.13054	42.16653
-75.12864	42.1681	-75.13034	42.1659
-75.12879	42.16809	-75.13074	42.16585
-75.1301	42.16807	-75.13132	42.16488
-75.12871	42.16807	-75.13133	42.1648
-75.12859	42.16804	-75.13072	42.1648
-75.12846	42.16802	-75.13073	42.16477
-75.13277	42.16802	-75.13134	42.16465
-75.13046	42.16791	-75.13078	42.16463
-75.12889	42.1679	-75.13078	42.16459
-75.12881	42.16788	-75.13135	42.16451
-75.12868	42.16785	-75.13081	42.1645
-75.1292	42.16781	-75.13082	42.16441
-75.12856	42.16781	-75.13135	42.16437
-75.13056	42.16774	-75.13082	42.16436
-75.12893	42.16773	-75.14108	42.1643
-75.12876	42.16768	-75.1416	42.1643
-75.13995	42.16766	-75.13136	42.16424
-75.13181	42.16767	-75.13083	42.16423
-75.12863	42.16765	-75.13137	42.16411
-75.12983	42.16759	-75.13084	42.16409
-75.12844	42.16759	-75.13084	42.16406
-75.13264	42.16757	-75.13085	42.16395
-75.12934	42.16757	-75.14117	42.16282
-75.13122	42.16755	-75.14162	42.16282
-75.12935	42.16755	-75.13094	42.16275
-75.12828	42.16752	-75.14134	42.16125
-75.13103	42.1675	-75.14079	42.16105
-75.1314	42.16746	-75.14079	42.16098
-75.13066	42.16741	-75.14247	42.1606
-75.13112	42.16739	-75.14068	42.16054
-75.1299	42.16732	-75.14205	42.16053
-75.12991	42.16724	-75.14135	42.16041
-75.13016	42.16724	-75.13656	42.15786
-75.12865	42.16717	-75.13567	42.15777
-75.12866	42.16716	-75.13668	42.15753
-75.13797	42.16707	-75.13595	42.15666
-75.13809	42.16702	-75.13619	42.15627
-75.13809	42.16702	-75.13751	42.15594
-75.13008	42.167	-75.14157	42.15528
-75.13008	42.167	-75.14244	42.17525
-75.13058	42.16691	-75.14215	42.17554

-75.14192	42.17529	-75.13737	42.16955
-75.14185	42.17532	-75.13724	42.16941
-75.14172	42.17519	-75.13719	42.16945
-75.14149	42.17531	-75.13723	42.1695
-75.14138	42.17522	-75.13729	42.16962
-75.14105	42.17504	-75.1373	42.16967
-75.14093	42.17495	-75.1373	42.16971
-75.1409	42.17494	-75.13709	42.16965
-75.14087	42.17494	-75.13695	42.16998
-75.14054	42.1748	-75.13511	42.16964
-75.14082	42.17464	-75.1351	42.16998
-75.14063	42.17435	-75.13522	42.16998
-75.14046	42.17401	-75.13523	42.17054
-75.14015	42.17379	-75.13456	42.17048
-75.1392	42.17286	-75.13386	42.17064
-75.13913	42.1729	-75.13382	42.17075
-75.1391	42.17284	-75.13379	42.1709
-75.13902	42.17277	-75.13346	42.17096
-75.1389	42.17268	-75.13342	42.17094
-75.13883	42.1726	-75.1323	42.1711
-75.13878	42.1725	-75.13217	42.17054
-75.13786	42.17296	-75.13207	42.1706
-75.13766	42.17271	-75.13196	42.17064
-75.13759	42.1726	-75.13179	42.17074
-75.13748	42.17238	-75.13144	42.17065
-75.13741	42.1727	-75.13203	42.16932
-75.13668	42.17313	-75.13215	42.16934
-75.13586	42.17236	-75.13222	42.1692
-75.13577	42.17221	-75.13233	42.16923
-75.13586	42.17217	-75.13235	42.16918
-75.13631	42.17162	-75.13214	42.16908
-75.13729	42.17146	-75.13147	42.169
-75.13731	42.17142	-75.13113	42.16901
-75.13732	42.1711	-75.13088	42.16895
-75.13784	42.17095	-75.13049	42.16857
-75.13733	42.17095	-75.13023	42.16784
-75.13737	42.16998	-75.1304	42.1677
-75.13738	42.16995	-75.13042	42.16766
-75.13741	42.16988	-75.13059	42.16756
-75.13743	42.16982	-75.12991	42.16728
-75.13744	42.16973	-75.12986	42.16754
-75.13741	42.16962	-75.12979	42.16766

-75.12946	42.1676	-75.12952	42.16701
-75.12933	42.16785	-75.12955	42.16701
-75.12896	42.16792	-75.12959	42.16701
-75.12886	42.16811	-75.1296	42.16701
-75.12902	42.1682	-75.13254	42.16778
-75.12892	42.16837	-75.13158	42.16746
-75.12853	42.16833	-75.13155	42.1675
-75.12824	42.16825	-75.13151	42.16758
-75.12842	42.16777	-75.13149	42.16762
-75.12828	42.16749	-75.13212	42.1678
-75.12835	42.16745	-75.13493	42.16861
-75.1286	42.16723	-75.13499	42.16856
-75.12854	42.16727	-75.13519	42.16841
-75.12873	42.1671	-75.13529	42.16836
-75.12877	42.16708	-75.13534	42.16834
-75.12881	42.16706	-75.13542	42.16832
-75.12885	42.16705	-75.13551	42.16833
-75.12892	42.16704	-75.13559	42.16833
-75.12895	42.16703	-75.1357	42.16832
-75.129	42.16704	-75.1359	42.16829
-75.13002	42.16653	-75.13613	42.16828
-75.12996	42.16619	-75.13621	42.16827
-75.13004	42.16612	-75.13631	42.16827
-75.13024	42.16608	-75.1364	42.16827
-75.13045	42.1662	-75.13651	42.16825
-75.13073	42.16598	-75.13662	42.16822
-75.13093	42.16583	-75.13673	42.16816
-75.13032	42.1653	-75.13682	42.1681
-75.13037	42.16529	-75.13689	42.16804
-75.13056	42.1648	-75.13695	42.16798
-75.13076	42.16478	-75.13703	42.16791
-75.13097	42.16487	-75.13707	42.16787
-75.12955	42.16383	-75.13712	42.1678
-75.12867	42.16358	-75.13719	42.16772
-75.12938	42.16219	-75.13727	42.16765
-75.12944	42.16067	-75.13734	42.16763
-75.13039	42.16068	-75.13734	42.1677
-75.1291	42.16703	-75.13733	42.16784
-75.12915	42.16704	-75.13734	42.16789
-75.12921	42.16703	-75.13734	42.16789
-75.12929	42.16702	-75.1374	42.168
-75.12943	42.16703	-75.13733	42.16819

-75.13729	42.16828	-75.14133	42.16188
-75.13722	42.16846	-75.14133	42.16177
-75.13721	42.1685	-75.14131	42.1616
-75.13714	42.1687	-75.14134	42.1614
-75.13711	42.16892	-75.14206	42.16152
-75.13718	42.16888	-75.14184	42.16144
-75.13719	42.16877	-75.142	42.16159
-75.13721	42.16864	-75.14193	42.16171
-75.13728	42.16847	-75.14186	42.16188
-75.13724	42.16854	-75.14177	42.1621
-75.13734	42.16835	-75.1417	42.1623
-75.13738	42.16824	-75.14167	42.16244
-75.13744	42.16814	-75.14165	42.16264
-75.13747	42.16806	-75.14161	42.1631
-75.13747	42.16798	-75.1416	42.16365
-75.13747	42.1679	-75.14013	42.16021
-75.13748	42.16779	-75.13974	42.16015
-75.13748	42.16768	-75.13929	42.15864
-75.13746	42.16752	-75.14137	42.15955
-75.13746	42.16748	-75.1408	42.15958
-75.13746	42.16745	-75.13653	42.15808
-75.1375	42.1674	-75.13597	42.15767
-75.13762	42.16732	-75.13428	42.15734
-75.1377	42.16727	-75.13391	42.15588
-75.13774	42.16723	-75.13642	42.15745
-75.13805	42.16702	-75.13674	42.15696
-75.14016	42.16738	-75.13704	42.15652
-75.14058	42.16627	-75.13614	42.15496
-75.14064	42.16617	-75.137	42.15476
-75.14075	42.16596	-75.13739	42.155
-75.14081	42.16585	-75.13686	42.15554
-75.14089	42.16566	-75.13731	42.15653
-75.14094	42.16548	-75.13792	42.15576
-75.14099	42.16526	-75.1384	42.15553
-75.14102	42.16503	-75.14148	42.15539
-75.14107	42.1648	-75.1412	42.15557
-75.14107	42.16447	-75.14114	42.15572
-75.14114	42.16353	-75.14079	42.15627
-75.14121	42.16245	-75.14073	42.15644
-75.14123	42.16234	-75.14076	42.1565
-75.14129	42.16221	-75.14077	42.15663
-75.14131	42.16197	-75.1407	42.15682

-75.14069	42.15696
-75.14074	42.1571
-75.14074	42.1572
-75.14072	42.15727
-75.14076	42.15753
-75.14003	42.17256
-75.14181	42.17453
-75.14159	42.16462
-75.14149	42.16517
-75.14135	42.16566
-75.14115	42.16621
-75.14082	42.16693
-75.14046	42.16756
-75.14012	42.16801
-75.1399	42.16834
-75.13943	42.16879

UTMNAD83 X & Y Coordinates (Meters)

The local law was seconded by Mr. Hynes.

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

RESOLUTION NO. 199

**TITLE: PUBLIC HEARING ON LOCAL LAW INTRO. NO. 23 OF 2006
ECONOMIC DEVELOPMENT**

WHEREAS, Intro. to Local Law No. 23 of 2006 amends Local Law No.1 of 2005 to make technical corrections to the empire zone boundaries

NOW, THEREFORE BE IT RESOLVED, that a public hearing be held on Local Law Intro. No. 23 on September 13, 2006 at 6:30 P.M. in the Supervisor's Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York.

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

Mr. Donnelly introduced local law no. 24 of 2006.

LOCAL LAW INTRO. NO. 24 OF 2006

DELAWARE COUNTY REAL PROPERTY TAX INFORMATION

Be it enacted by the Board of Supervisors of the County of Delaware as follows:

I. DEFINITIONS:

1. RPTS shall mean the Delaware County Real Property Tax Service.
2. ORPS shall mean the New York State Office of Real Property Services.

II. SERVICES TO BE PROVIDED TO THE TOWNS BY RPTS.

1. Data Input including:
 - A. 5217 sale transfers
 - B. Name and address changes
 - C. Data entry input (new, changes & deletions, etc.) for assessments, exemptions, etc
2. Maintenance of RPTS library including:
 - A. Swiss code, school codes, exemption availability
 - B. Bank Code reference tables
 - C. Exemption amounts (t/c/s)
 - D. Next year processing
 - E. Star exemption reference table
 - F. Veterans exemptions reference table
3. Processing of rolls/bills including printing for:
 - A. Tentative tax roll
 - B. Final roll
 - C. Town/County tax bills (& rolls)
4. Processing and preparation of Assessors Report to ORPS
5. Submission of Sales Transmittals to ORPS
6. Transmission of Rolls to ORPS
7. Balancing and reconciling necessary reports

RPTS

III. SERVICES TO BE PROVIDED BY THE TOWN TO

1. Submission of all assessment changes, names and address changes, and exemption changes.
2. Towns must use as directed by RPTS database, database level, build number, database processing year.
3. Towns must submit all required data within specified time period
 - A. April 5th of each year (for production of Tentative Rolls)
 - B. June 14th of each year (for production of Final Rolls)
 - C. August 1st of each year (for production of School Tax Bills)
 - D. November 15th of each year (for production of Town/County Tax Bills)
4. The Town may elect to provide such information more frequently than the dates set forth above.
5. All changes sent to RPTS must be on approved forms before submission and acceptance by RPTS.

IV. ADDITIONAL PROVISIONS

1. The County must be the main file for all tax rolls and bills.
2. Upon request, the County will provide a central database to Town assessors monthly.
3. The Town will pay all licensing fees for use of the Real Property Tax Service program.
4. Chargebacks to the Town by the County will remain the same, in other words, the Town will be charged for the cost of production of tax rolls and bills and additional supplies to the Town assessors.

5. If the data is not timely submitted, a previous file will be used for production of rolls and bills and the Town will assume all responsibility for any inaccuracies, omissions and any errors in tax bills resulting from the Town's failure to provide required information.

V. PENALTY

1. Should the Town violate any of the provisions of this agreement, the County will withhold the payment of the Town's share of mortgage taxes collected.
2. Should the Town fail to provide pursuant to paragraph III (3), the information required within ten (10) days of the due date of said information, the County will withhold from the annual distribution of mortgage tax reimbursement to the Town 20% of the mortgage tax reimbursement; if the information is not provided within 20 days, the County will withhold 50% of the mortgage tax reimbursement; if the information is not provided within 30 days, the County will withhold 100% of the mortgage tax reimbursement.
3. The penalty called for in paragraph V(2) shall be computed by reducing a Town's annual mortgage tax reimbursement for the calendar year in which such violation occurs. Should the Town have already received a portion of its mortgage tax reimbursement for the calendar year and the total of said penalty can not be recovered from the remaining amount due for that calendar year, the penalty shall be deducted from the next year's mortgage tax reimbursement.
4. Should the penalty provisions of paragraph V(2) become effective, a Town at its request shall be entitled to a hearing on the issue of the penalty. The hearing officer shall be the County Real Property Tax Director.
5. For the reason for such delay is due to forces beyond the control of the Town, there should be no reduction in mortgage tax reimbursement.

VI. EFFECTIVE DATE

1. This Local Law shall take effect immediately.

The local law was seconded by Mr. Marshfield and Mr. Rowe.

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

RESOLUTION NO. 200

**TITLE: PUBLIC HEARING ON LOCAL LAW INTRO. NO. 24 OF 2006
REAL PROPERTY TAX SERVICE DEPARTMENT**

WHEREAS, Intro. to Local Law No. 24 of 2006 establishes the responsibility between the County and the Towns for the maintenance of real property tax information

NOW, THEREFORE BE IT RESOLVED, that a public hearing be held on Local Law Intro. No. 24 on September 13, 2006 at 6:45 P.M. in the Supervisor's Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York.

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

Mr. Marshfield requested that Chairman of the Public Works Committee Mr. Utter provide an update every six months or sooner composting facility.

In answer to Mr. Marshfield, Mr. Utter stated that everything is going as planned. He said according to Director of Solid Management Sue McIntyre, the facility is providing a good product. He pointed out the product has been sent out for testing and that to date none of the product has been sold. There are a few bugs that are still being worked out but, by and large it is going as planned.

Mr. Utter stated in response to Mr. Marshfield that the maturation chamber does have product in it.

Mr. Bachler commented that there has already been requests for product.

Mr. Utter advised that Ms. McIntyre said at this time the product is not to be used as topsoil by itself, it has to be mixed in with other soil. The reason for this is that the product is not completely aged, adding it takes the product about a year or two to age completely.

Mr. Meredith asked what percentage of Municipal Solid Waste (MSW) is going into compost at this time. Commissioner Reynolds answered about 80%, adding the remainder is sent to the landfill and buried.

Commissioner Reynolds commented that the flood has stirred the percentage up some. He pointed out that 80% of what comes into the facility gets sent to composting. He pointed out that the facility is very close to meeting the bypass of about 70 percent of what goes into the compost comes out as soil amendment.

Mr. Marshfield asked if some of the leachate is being used in the digester. Commissioner Reynolds explained that at this point no, a quality record needs to be established based on what is coming in the front door before we start adding the leachate as a moisture additive.

Upon a motion the meeting was adjourned for a short recess and reconvened with all Supervisors present except Ms. Molé.

Chairman Eisel waived Board Rule 10 to permit the introduction without objection of the following not pre-filed resolutions.

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

RESOLUTION NO. 201

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$5,275,096.98 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	\$1,455,853.75
Countryside Care Center	\$291,248.35
Jail	\$289,621.75
OET	\$45,090.28
Highway Audits, as Follows:	
Road	\$348,498.03
Machinery	\$234,485.96
Capital Road & Bridge	\$1,578,745.79
Capital Solid Waste	\$825,842.49
Solid Waste/Landfill	\$205,710.58

The resolution was seconded by Mr. Rowe and adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

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

RESOLUTION NO. 202

TITLE: EXECUTIVE SESSION

BE IT RESOLVED that the Delaware County Board of Supervisors convene in executive session to negotiate purchasing property.

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

The meeting reconvened in regular session with all Supervisors present.

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

RESOLUTION NO. 203

TITLE: EXECUTIVE SESSION

BE IT RESOLVED that the Delaware County Board of Supervisors convene in executive session to discuss the sale of county owned property.

The resolution was seconded by Mr. Rowe and adopted by the following vote: Ayes 4740, Noes 0, Absent 66 (Molé).

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

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

RESOLUTION NO. 204

TITLE: SELLER'S CONCESSION

SALE OF COUNTRYSIDE CARE CENTER

WHEREAS, the County of Delaware and Leatherstocking Health Care have entered into a contract for the sale of Countryside Care Center

NOW, THEREFORE BE IT RESOLVED, the County grant to the purchaser Leatherstocking Health Care a seller's concession of \$150,000.00 and

the Chairman of the Board of Supervisors is authorized to sign any and all documents necessary to effectuate this authority.

The resolution was seconded by Mr. Maddalone and adopted by the following vote: Ayes 4740, Noes 0, Absent 177 (Molé, Shelton)

Upon a motion, the meeting was adjourned at 9:35 P.M.