

REGULAR MEETING
DELAWARE COUNTY BOARD OF SUPERVISORS
SEPTEMBER 27, 2006

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, September 27, 2006 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 except Mr. Rowe and Mr. Shelton.

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 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 Commissioner of Watershed Affairs Dean Frazier who introduced Kelly Blakeslee as employee of the month.

Ms. Blakeslee was first employed by the Office of Employment and Training in October 1997 as an Account Clerk. In April 1999 she became an Assistant Employment and Training Counselor. In August 2000, she became an Administrative Aide at the Department of Watershed Affairs, and in December 2002 she was promoted to the position of Grants Manager.

In her current position she manages 19 grants, with a multitude of subcontracts along with several interagency and department arrangements. She is responsible for all contract accounting as well as the collation and coordination of all information for quarterly and final reports.

Commissioner Frazier said that Ms. Blakeslee is an exceptional employee with a terrific positive attitude. She is a self starter, an exceptional planner, goal oriented, and a team player. Her enthusiasm, friendly personality and sense of humor along with the rapport she has developed with the sponsors, serves the department and county very well.

Commissioner Frazier presented Ms. Blakeslee 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.

Chairman Eisel granted privilege of the floor to Mr. Bachler. Mr. Bachler stated that the first resolution being presented for adoption is establishing the first week in October as 4-H and Cooperative Extension week and introduced Corrine Bishop, a member of 4-H. Ms. Bishop lives on a farm operated by her parents in Delhi and attends Delaware Academy Central School. She read Resolution No. 224 entitled, 2006 Cornell Cooperative Extension Week and National 4-H Week Proclamation.

Ms. Bishop explained that she has learned a lot through 4-H and that 4-H has been a very big part of her life. Through 4-H she has been given endless opportunities, she learned how to sew, cook, public speaking and how to show cows as part of her club the Country Bumpkins. Memories of a lifetime have been made as well as learning different skills such as leadership, organization, and teamwork while having fun. A big part of 4-H is community service and briefly described a few of the projects such as: plants-to-grow which donated fresh produce to the local food pantries, through a grant two benches were donated to Countryside Care Center, last year a pancake breakfast was held donating all the proceeds to Megan Merrill who has leukemia, this year a benefit Chinese auction at the Harvest Fest donating all the proceeds to Erica Reynolds who is living with juvenile diabetes, and cleaning up local streams. She is currently preparing to represent not only Delaware County but, New York State as a member of the New York State 4-H Dairy Quiz Bowl team competing at the national contest held in Louisville, Kentucky. She thanked the Board for their support to 4-H.

Chairman Eisel granted privilege of the floor to Mr. Bachler who introduced the Executive Director of Cornell Cooperative Extension Jeanne Darling and Senior Extension Educator Mariane Kiraly.

Mrs. Darling stated the first week in October celebrates Cornell Cooperative Extension and National 4-H week across New York State. She reminded the Board of the 4-H Golf Tournament being held at the Delhi College Golf Course on September 29th followed by the annual dinner and meeting.

A slide presentation was given detailing the programs of Cornell Cooperative Extension featuring each town in Delaware County and focusing on activities that include, agricultural competitiveness and profitability, children and youth at risk, economic vitality, environmental protection and enhancement, individual, family and community well-being and nutrition, health and safety.

In conclusion, Mrs. Darling thanked the approximately 3,000 volunteers who support these programs in Delaware County and invited all in attendance to enjoy refreshments provided by Cornell Cooperative during the break.

Mr. Bachler questioned if any of the \$776,000 allocated by the USDA to Delaware County Farms had reached any of the farmers. Mrs. Darling pointed out that the money has been allocated but, one of the challenges is the waiting period.

Mrs. Kiraly said that post cards were sent to farmers advising them of what they need to do to receive financial help from the Farm Service Bureau.

Mr. Bachler said that there has been some enormous damage, citing a large farm in the town of Franklin. Mr. Bachler advised that Mr. Marshfield was able to find out about other funding that would help as well.

Chairman Eisel granted privilege of the floor to Mr. Hynes who introduced County Historian Pat Grimes.

Mr. Grimes extended an invitation for Supervisors to attend a scheduled meeting on record preservation along with town clerks and historians. He noted that the Regional Director of Record Keeping Dr. Suzanne Etherington will be speaking on the topic of disaster preparedness and recovery on October 25th from 9:30 a.m. to 11:30 a.m. in the Supervisors' room of the County Office Building. For Supervisors who are unable to attend the full lecture, Dr. Etherington has prepared a synopsis of her lecture from 11:30 a.m. to 12:30 a.m.

Chairman Eisel granted privilege of the floor to Mr. Ryan who introduced Director of Tourism Patty Cullen.

Ms. Cullen said this year the tourism program will focus on lodging and internet as the tool to develop this market. She stated that in Delaware County lodging brings in about \$3.5 million in sales and about \$1 million in sales tax revenue when you add in the sales tax generated from gasoline sales, food, shopping and entertainment from approximately 750 year round rooms. In its hey day, she said, this part of the Catskills had over 10,000 lodging rooms. Today, the entire four counties of the Catskills have only 11,000 year round rooms, with Delaware County having 6 percent of that.

The tourism program uses funds received from the county to pay for two part time employees, as well as related operation expenses. In addition, part of the money goes to the I Love NY Matching Funds program and the regional Catskill tourism program.

Ms. Cullen explained that a new website is being designed specifically to promote lodging packages and other lodging properties. Future plans are to create an online advertising plan and an email marketing campaign. She discussed several exciting ideas for travel package promotions and pointed out that lodging is the one place the tourism program can actually prove results. She explained the difficulty the program has obtaining additional funding and that most grants require a match which makes grants difficult to apply for and pointed out what would be done to enhance the tourism program if additional funding were available.

In conclusion, Ms. Cullen thanked the Board for funding the tourism program and encouraged them to consider the amount of revenue tourism produces in the county and, if possible, find a way to plan an increase.

Mr. Utter reminded the Board of the 10th annual Clean Sweep Chemical Disposal Day for farms and small businesses will be on Friday, September 29th. Household disposal day will be on Saturday, September 30th.

Mr. Utter as Chairman of the Public Safety Committee reported that as of Sunday, September 24th, anything brought into the composting facility that is compostable is now going through the plant. In addition, all of the sludge that is coming into the plant is going into the compost. He advised that the first load of compost has been sold to the New York State Department of Transportation (NYSDOT) for use on the medians.

In answer to Chairman Eisel, Mr. Utter stated that the NYSDOT has had a standing order ever since the plant was under construction.

Mr. Utter advised the Board that Department of Public Works employee Tech Sergeant David Osterhout, who is part of the Airforce National Guard, has been deployed to Iraq. In addition, Countryside Care Center employee Vickie Noble who is part of the military has been deployed to Kuwait. He said he is very proud of these individuals and any others in the county and suggested the Board send a letter to the families expressing their well wishes and prayers.

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

RESOLUTION NO. 224

**TITLE: 2006 CORNELL COOPERATIVE EXTENSION WEEK AND
NATIONAL 4-H WEEK PROCLAMATION**

WHEREAS, Cornell Cooperative Extension of Delaware County enables people to improve their lives and communities through partnerships that put experience and research knowledge to work; and

WHEREAS, the Cornell Cooperative Extension system is a viable partnership among federal, state, and county governments, the educational arm of Cornell University; and

WHEREAS, 14 educators partner with 3,772 volunteers in Delaware County every year to make 18,698 personal contacts; and

WHEREAS, 4-H Youth Development continues to provide meaningful experiences for 807 4-H members, 740 campers and 612 youth; and

WHEREAS, Cornell Cooperative Extension will continue to provide high quality, innovative educational programs that help people build strong and vibrant communities doing local research on Precision Feed Management, Breast Cancer and Obesity, Healthy Weight Gain During Pregnancy, and High Tunnel Raspberry Production; and

WHEREAS, Delaware County association is active in programs such as workforce training, youth development, recruitment and retention of healthcare workers, agriculture and small business development, natural resource programs, energy education, nutrition and healthy lifestyles, and coordinating flood response on farms and to homeowners.

THEREFORE, BE IT RESOLVED, that the Delaware County Board of Supervisors hereby designate the week of October 1-7, 2006, as Cornell Cooperative Extension Week and National 4-H Week in Delaware County.

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

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

RESOLUTION NO. 225

**TITLE: 2006 BUDGET AMENDMENT TO RESOLUTION NO. 45
SAFE DRINKING WATER ACT 2001**

WHEREAS, in Resolution No. 45 Delaware County was awarded a Safe Drinking Water Act 2001 grant of \$111,667.00 for purpose to develop highway management plans for towns located in the NYC watershed basins of Delaware County; and

WHEREAS, the cost of equipment needed for the project was higher than anticipated; and

WHEREAS, the New York State Department of Environmental Conservation has approved this amendment to the SDWA 2001 budget that provides the requisite funding of the equipment upgrades.

NOW, THEREFORE, BE IT RESOLVED, that the 2006 budget for the Safe Drinking Water Act 2001 be amended as follows:

FROM:

10-18741-51000000/8740017/900	Personal Services	\$2,500.00
10-18741-54327625/8740017/900	Travel	\$8,000.00
10-18741-54327595/8740017/900	Supplies	\$1,200.00

TO:

10-18741-52200001/8740017/900	Equipment	\$11,700 .00
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The resolution was seconded by Ms. Molé and adopted by the following vote: Ayes 4350, Noes 0, Absent 456 (Rowe, Shelton).

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

RESOLUTION NO. 226

**TITLE: 2006 BUDGET AMENDMENT
AID TO PROSECUTION GRANT
DISTRICT ATTORNEY**

WHEREAS, the State of New York Division of Criminal Justice Services (DCJS) has awarded a grant to the District Attorney's Office to help with the cost of prosecutions; and

WHEREAS, the grant is for those expenses that were incurred by the department between April 1, 2004 and March 31, 2006 (DCJS No. SA04048209) in the amount of \$40,375.00; and

WHEREAS, the committee has decided to use the grant to reimburse the Assistant District Attorney's for their office expense for the year 2005

NOW, THEREFORE, BE IT RESOLVED, that \$40,000.00 of the grant be distributed to the four (4) Assistant District Attorneys who were working for the District Attorney during the year 2005; and \$375.00 for the use of office supplies for the total grant amount of \$40,375.00

BE IT FURTHER RESOLVED, that the 2006 Budget reflect the following changes:

INCREASE REVENUE:

10-11165-43308900	Aid to Prosecution	\$40,375.00
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INCREASE APPROPRIATION:

10-11165-54405000	Legal Office Expense	\$40,000.00
10-11165-54595320	Office Supplies	\$375.00

The resolution was seconded by Mr. Woodford and adopted by the following vote: Ayes 4350, Noes 0, Absent 456 (Rowe, Shelton).

Mr. Smith withdrew Resolution No. 227 entitled: 2006 Budget Amendment Aid to Prosecution Grant.

Mr. Smith withdrew Resolution No. 228 entitled: 2006 Budget Amendment Purchase of Facsimile Machine.

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

RESOLUTION NO. 229

TITLE: 2006 BUDGET AMENDMENT COMMUNICABLE DISEASE TREATMENT PUBLIC HEALTH NURSING SERVICE

WHEREAS, Delaware County Public Health Nursing Service is responsible for the prevention of epidemics and the spread of disease; and

WHEREAS, an essential Public Health Service is to link people to needed personal health services and assure the provision of health care when otherwise unavailable; and

WHEREAS, Delaware County has an outbreak of Pertussis which requires the prompt medical treatment and follow up of contacts; and

WHEREAS, Delaware County Public Health Nursing Service is responsible for payment of uninsured and under insured individuals if there are no other resources available.

NOW, THEREFORE, BE IT RESOLVED, that the following appropriation accounts be modified as follows:

<u>FROM</u>		
10-14042-54595150	Supplies Human Vaccine	\$5,000.00
<u>TO</u>		
10-14074-54465000	Miscellaneous	\$5,000.00

The resolution was seconded by Mr. Bachler and Mr. Utter and adopted by the following vote: Ayes 4350, Noes 0, Absent 456 (Rowe, Shelton).

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

RESOLUTION NO. 230

TITLE: AUTHORIZATION TO ENTER INTO AGREEMENT WITH THE CATSKILL WATERSHED CORPORATION FOR THE OPERATION AND MAINTENANCE OF THE STORMWATER RETROFIT INFRASTRUCTURE ON COUNTY ROUTE 6 IN BOVINA CENTER DEPARTMENT OF PUBLIC WORKS

WHEREAS, Resolution No. 201 of 2001 authorized the Chairman of the Board of Supervisors to enter into an agreement with the Catskill Watershed Corporation (CWC) for the design and construction of a stormwater retrofit project on County Route 6 in Bovina Center; and

WHEREAS, the construction of the project was completed in the fall of 2005; and

WHEREAS, the County is eligible for \$272,181.92 in maintenance funds for the operation and maintenance of the constructed improvements under the CWC Retrofit Program,

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Delaware County Board of Supervisors is hereby authorized to enter into a contract with the Catskill Watershed Corporation for the maintenance and operation of the constructed project.

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

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

RESOLUTION NO. 231

**TITLE: AUTHORIZATION TO ACQUIRE RIGHT-OF-WAY FOR THE
RECONSTRUCTION OF BRIDGE 118
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the flooding of June 27 and 28, 2006 severely damaged County bridge no. 118; and

WHEREAS, to replace the damaged bridge a temporary bridge has to be constructed downstream to maintain traffic during construction; and

WHEREAS, a temporary easement is needed in order to construct the temporary bridge; and

WHEREAS, the Board of Supervisors is authorized to provide such right-of-way pursuant to the provisions of Section 118 of the Highway Law of the State of New York,

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Department of Public Works is authorized to purchase a temporary easement in the Town of Walton for approximately 0.21 acres from John Offnick for the sum of nine hundred and forty-five dollars.

The resolution was seconded by Mr. Maddalone.

In reply to Mr. Meredith, Mr. Utter stated that the property owner agreed to the amount of \$945.00.

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

RESOLUTION NO. 232

TITLE: CONTROL OF SNOW AND ICE ON COUNTY HIGHWAYS BY TOWN FORCES SECTION 135-A OF THE HIGHWAY LAW DEPARTMENT OF PUBLIC WORKS

BE IT RESOLVED that pursuant to Section 135-a of the Highway Law, the Board of Supervisors of Delaware County hereby authorizes the Delaware County Commissioner of Public Works to enter into an agreement with the Town Highway Superintendents of the Towns of Colchester, Harpersfield, Kortright, Masonville, Middletown, Roxbury, Sidney, Stamford and Tompkins for the performance, by the Towns, of the work of control of snow and ice on the County Roads within the boundaries of the County, upon terms and regulations as are contained in such agreements for the season 2006-2007.

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

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

RESOLUTION NO. 233

TITLE: AUTHORIZATION TO HOLD TWO COUNTY POSITIONS MENTAL HEALTH

WHEREAS, the Receptionist at the Mental Health Children & Families Unit intends to be on a leave of absence. Initially she will be out for approximately eight (8) weeks, and then will be out one to two days per week until Family Medical Leave is exhausted. Cindy Tennant, who currently holds the Cleaner part-time position at the Mental Health Clinic, is willing to hold both jobs during the duration of this leave of absence.

THEREFORE, BE IT RESOLVED that Cindy Tennant be allowed to simultaneously hold both positions during the duration of the leave of absence.

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

Mr. Haynes recalled Local Law Intro Nos. 25 to 34. The Local Laws were seconded by Ms. Molé.

Mr. Bracci stated that he will be voting “no” to Local Law Intro Nos. 25 to 34. He said his “no” vote is not a reflection on any of the individuals, but in his opinion, the current system rewards the under achiever and penalizes achievers. He cited Commissioner of Social Services William Moon as an example, pointing out that he has the distinction of the lowest welfare rolls and he is getting the same raise as everyone else. He suggested a merit system, rather than doling out blanket raises and a merit system would better serve the public. The second issue he

remarked upon was his disagreement with the difference in the constitutional officers salaries which historically have been the same.

Local Law Intro Nos. 25 to 34 were approved by the following vote: Ayes 3887, Noes 463 (Bracci), Absent 456 (Rowe, Shelton).

Upon a motion the meeting was adjourned for a short recess and reconvened with all Supervisors present except Mr. Rowe, Mr. Bachler and Mr. Shelton.

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

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

RESOLUTION NO. 234

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$2,889,454.59 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	\$491,004.06
Countryside Care Center	\$78,666.09
Jail	\$1,539.71
OET	\$50,525.83

Highway Audits, as Follows:

Road	\$23,713.22
Machinery	\$69,470.20
Capital Road & Bridge	\$151,907.36
Capital Solid Waste	\$1,917,734.39
Solid Waste/Landfill	\$104,893.73

The resolution was seconded by Mr. Maddalone and adopted by the following vote: Ayes 4191, Noes 0, Absent 615 (Rowe, Bachler, Shelton).

Chairman Eisel made the following appointment to the GIS Steering Committee:
Sharon O'Dell, County Clerk

Upon a motion, the meeting was adjourned at 2:35 P.M.