

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

OCTOBER 10, 2007

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, October 10, 2007 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.

Mr. Donnelly offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

The Clerk read a letter received from the New York State Department of Environmental Conservation (NYSDEC) Regional Director Gene Kelly. Mr. Kelly's letter references the June 19th flash flooding in Colchester and the recovery efforts associated with the event.

In his letter he recognizes the efforts of the many hardworking and caring individuals and commends in particular the efforts of Commissioner of Public Works Wayne Reynolds.

Mr. Kelly writes of meeting with a team of individuals under the leadership of Commissioner Reynolds to discuss alternatives to allow the draining of Hodges Pond to search for a flood victim still missing. The NYSDEC could not allow the discharge of the turbid water of Hodges Pond into the Beaver Kill. Commissioner Reynolds initiated a solution that not only allowed the completion of the recovery efforts but did not result in any discharge of turbid water to the Beaver Kill.

Mr. Homovich said it will be four months since the disaster and Commissioner Reynolds, his people and the contractors have done an unbelievable job and they all should be commended. He expressed his personal gratitude and on behalf of the town of Colchester he thanked Commissioner Reynolds, his staff and all those that helped in any way.

On behalf of the town of Andes and the Melvin family, Mr. Donnelly thanked Commissioner Reynolds, the DPW crews and everyone that provided assistance. He explained that this was a particularly difficult disaster for Commissioner Reynolds as he knows the Melvin family and Gertrude Melvin who is still missing.

Commissioner Reynolds thanked the Board for the recognition and commented that the

DPW staff works as a team, they are dedicated employees committed to the County.

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

Chairman Eisel granted privilege of the floor to Mr. Hynes. Mr. Hynes introduced Economic Development/Office of Employment and Training Director Glen Nealis and the Assistant Director of the Sidney Office Maggie Gilbert to discuss the Delaware County 2007 Summer Youth Employment Program.

Mr. Nealis provided a copy of the Delaware County 2007 Summer Youth Employment Program summary to each Supervisor. The summary provides a descriptive overview of the program and its participants.

Ms. Gilbert explained that the summer program provides young people ages 14 through 21 a well rounded opportunity to learn and grow, make money and have some fun. She pointed out that the Office of Employment and Training (OET) summer program was supported by the New York State Office of Temporary and Disability Assistance in conjunction with the Department of Social Services and the O'Connor Foundation. OET works in collaboration with various county departments, local agencies, towns, and private businesses and placed 89 young people in 38 work sites throughout the County.

This year OET challenged the young people to ask themselves how their actions contribute to their success in the workplace. The program concentrated on skills such as communication, critical thinking and time management in an effort to equip them with a core set of basic knowledge about being successful at work and the ability to apply those skills in the work place. OET also provided a database of summer jobs available to anyone looking for a job and career exploration so that one could see what career paths are available in the local labor market.

Chairman Eisel pointed out that the federal government is considering a 16 percent funding cut to OET. He advised that a letter has been sent to our U.S. Representatives seeking their help to continue full funding. A copy of the letter was given to Congresswoman Kristen Gillibrand's representative, Phil Giltner who is in attendance today.

For Standing Committee Reports, Chairman Eisel announced that members of the Public Safety, Finance and Budget Oversight Committees met and agreed to hire Security Consultant/Investigative Specialist Robert Wolfgang from the consulting firm of Tech Valley Security of Albany, New York to perform a comprehensive study of the E-911 system. Upon review of the report a decision will be made by the Board of Supervisors to determine whether the E-911 Center should be moved to the Public Safety Facility.

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

RESOLUTION NO. 211

**TITLE: IN OPPOSITION TO THE ISSUANCE OF LICENSES AND NON-DRIVER IDENTIFICATIONS TO THOSE WITHOUT SOCIAL SECURITY NUMBERS
DELAWARE COUNTY CLERK**

WHEREAS, issuing drivers' licenses to persons who do not present a social security number would be a violation of the New York State Vehicle and Traffic Law, Section 502(1), which specifically requires that "an applicant must provide his or her social security number" when applying for a New York State driver's license; and

WHEREAS, Governor Spitzer has ordered that drivers' licenses be issued to persons without social security numbers as of December, 2007; and

WHEREAS, the Governor's action places our national security at risk by granting an important identification record to illegal immigrants; and

WHEREAS, the New York State Association of County Clerks met in Albany on October 4, 2007 and resolved that the New York State Association of County Clerks opposes the policy change of the New York State Department of Motor Vehicles, and it is their sentiment that the removal of the Social Security requirement for obtaining driving privileges and non-driver identification is ill advised and Governor Spitzer should withdraw and rescind his Executive Order until such time as a more detailed examination of its ramifications can be conducted.

THEREFORE, BE IT RESOLVED, that the Delaware County Board of Supervisors opposes the action taken by the Governor of the State of New York and strongly urges the Delaware County Clerk to continue requiring social security numbers for the issuance of drivers' licenses and non-driver identification; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to President George W. Bush, Governor Eliot Spitzer, Senator Hillary Rodham Clinton, Senator Charles Schumer, Congressman Maurice D. Hinchey, Congresswoman Kirsten Gillibrand, Senator John J. Bonacic, Assemblyman Clifford W. Crouch, Assemblyman Peter D. Lopez, the New York State Association of Counties and the New York State Association of County Clerks.

The resolution was seconded by Mr. Bracci.

Mr. Bracci remarked that he was very pleased to see this resolution. There are many counties supporting a similar resolution and approximately seventy-five percent of the population of New York State (NYS) feels that the Governor's action is reckless and dangerous. He said he will support this resolution and urged the Board to support it as well.

Mr. Donnelly said he will support this resolution as this is a very serious issue that will

affect our lives. He noted that the Governor is now using the term undocumented immigrants as opposed to illegal immigrants and questioned the difference in terminology.

Mr. DuMond stated that he strongly supports this resolution. In his opinion, NYS is going backwards when it comes to homeland security, supporting criminals and terrorists and he feels this is an issue that will not only affect our local government security, but our state and national security as well.

Mr. Maddalone said that he is opposed to the Governor's order and will support this resolution.

In response to Mr. Rowe, Chairman Eisel said that County Clerk Sharon O'Dell attended the New York State Association of County Clerks' meeting and learned that a resolution addressing this issue was being passed by the Association. After consultation with County Attorney Richard Spinney the County's position is that we are directed by the New York State Vehicle and Traffic Safety Law 502 section 1, that a valid social security number is required when applying for a driver's license. It was noted that this order also breaks a federal law as well, Section 1324 of the Immigration and Naturalization Act. With the amount of opposition to the Governor's executive order it is hoped that he will rethink his position.

Mr. Bracci said that a Delhi citizen, reflecting on the executive order shared this statement, "if you are an American citizen and you violate the law you lose your license, if you are a non-citizen and violate the law you get a license."

The resolution was unanimously adopted.

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

RESOLUTION NO. 212

**TITLE: 2007 BUDGET AMENDMENT
STOP-DWI**

WHEREAS, the STOP-DWI Program would like to expand its Community Outreach and Education Program by joining the Youth Bureau for a special youth development program this fall; and

WHEREAS, the STOP-DWI Program has equipment funds that will not be used in 2007;

NOW THEREFORE BE IT RESOLVED that the 2007 Stop DWI budget be amended as follows:

FROM:

10-13315-52200000 Equipment \$3,000.00

TO:

10-13315-54183000 Community Outreach and Education \$3,000.00

The resolution was seconded by Mr. Utter and adopted by the following vote: Ayes 4806, Noes 0, Absent 194 (Stamford).

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

RESOLUTION NO. 213

**TITLE: 2007 BUDGET AMENDMENT
DISTRICT ATTORNEY**

WHEREAS, the Delaware County District Attorney's Office is in need of furniture and equipment to outfit the new office space recently renovated in the former Delaware County Jail building; and

WHEREAS, the District Attorney's Office has acquired the sum of \$11,266.41 by way of felony drug prosecutions, which is currently in the reserve for Crime Proceeds for the District Attorney

NOW, THEREFORE, BE IT RESOLVED that the sum of \$11,166.41 be appropriated to purchase the furnishings and equipment needed by the District Attorney's Office; and

BE IT FURTHER RESOLVED, that the following 2007 budget amendment be authorized:

FROM:

10-00000-32889000/1325886/889 Crime Proceeds \$11,166.41

TO:

10-11165-52200000 Equipment \$11,166.41

The resolution was seconded by Mr. Woodford.

In response to Mr. Hynes, Clerk of the Board Christa Schafer noted that \$100.00 will be left in the reserve.

The resolution was adopted by the following vote: 4612, Noes 0, Absent 194 (Stamford).

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

RESOLUTION NO. 214

**TITLE: APPROPRIATION OF SURPLUS
SOLID WASTE OPERATIONS**

WHEREAS, the amount of time/overtime necessary to operate the Compost Facility on a full time basis is still in the process of being determined; and

WHEREAS, it has become evident that the amount budgeted for overtime was insufficient to operate the facility to the level required to manage the current daily demand; and

WHEREAS, there is a balance of \$3,572,615.43 in the Solid Waste Operations Fund Balance.

NOW, THEREFORE, BE IT RESOLVED, that the following transfer be made:

FROM:

22-00000-34911000	Fund Balance Otr Unreserved	\$129,181.00
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TO:

22-18160-51000000	Personal Services	\$119,000.00
22-18162-51000000	Personal Services	\$1,000.00
22-18160-58300000	Social Security Employer Contrib	\$7,378.00
22-18162-58300000	Social Security Employer Contrib.	\$62.00
22-18160-58900000	Medicare Employer Contrib.	\$1,726.00
22-18162-58900000	Medicare Employer Contrib.	\$15.00

The resolution was seconded by Mr. Maddalone.

In answer to Mr. Meredith, Mr. Utter replied that previous estimates of the time necessary to operate the facility on a full time basis were too low.

In reply to Mr. Marshfield, Commissioner Reynolds explained that additional funding will be built into the 2008 budget to more accurately reflect the time required to operate the facility. He added that they are looking at ways to optimize efficiency.

The resolution was adopted by the following vote: 4612, Noes 0, Absent 194 (Stamford).

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

RESOLUTION NO. 215

**TITLE: AUTHORIZATION FOR AWARD OF PROFESSIONAL SERVICES
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Environmental Protection Agency’s 40 CFR 112 “Spill Prevention, Control and Countermeasure SPCC Regulation” requires certain facilities to develop and maintain a SPCC plan; and

WHEREAS, the County has a number of facilities which fall under the regulation; and

WHEREAS, the County needs professional assistance in meeting its obligations under the regulations.

NOW, THEREFORE, BE IT RESOLVED, that the Department of Public Works is herewith authorized to make award to Delta Engineers 184 Court Street Binghamton, NY 13901 in the amount of \$34,800.00 for professional services.

The resolution was seconded by Mr. Bachler.

Mr. Utter said that the County needs professional assistance in meeting its requirement to develop and maintain a Spill Prevention Control and Countermeasure (SPCC) plan. This regulation will affect about ten sites and each site will be visited by the consultant to determine what protocol procedure will be used at these sites if there is a spill.

Chairman Eisel explained that this came about when an environmental group was performing a study at the ARC building. This is a regulation the County is required to meet. The regulation is extensive and there will be additional costs for training and the required spill control kits. He noted that ARC is one of the ten sites.

Mr. Utter said that anyone using the fuel fill sites or sites where fuel is being deposited will have to take this training.

Mr. Meredith asked if gas stations had to meet this requirement. Mr. Rowe stated that the requirements for underground and above ground tanks are different. Commissioner Reynolds added that the threshold is 42,000 gallons.

The resolution was adopted by the following vote: 4612, Noes 0, Absent 194 (Stamford).

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

RESOLUTION NO. 216

**TITLE: AUTHORIZATION TO SELL COUNTY OWNED PROPERTY
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 188 of 2004 authorized the Chairman of the Board to exchange property adjacent to the DPW patrol garage on Water Street in the Village of Walton with the Town of Walton to support development; and

WHEREAS, that exchange was to include a non-exclusive easement on the western side of the County property; and

WHEREAS, the easement was never finalized; and

WHEREAS, the Town is now desirous of owning in fee the access to their property; and

WHEREAS, the sale will not encumber the operations of DPW provided that it retains a non-exclusive easement across it to access Water Street; and

WHEREAS, said parcel will be 24 feet wide, along the County's western property line and connecting the Town's parcel (Village Tax Map # 273.7-7-27.2) to Water Street.

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board is herewith authorized to sign any and all documents necessary to complete the sale of the property to the Town for the sum of one dollar (\$1.00).

The resolution was seconded by Mr. Rowe.

Mr. Meredith stated that this resolution takes care of an oversight when the property transfer was completed two years ago. He thanked Commissioner Reynolds for following up on the issue.

The resolution was unanimously adopted.

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

RESOLUTION NO. 217

**TITLE: AUTHORIZATION TO SIGN CONTRACTS
DEPARTMENT OF PUBLIC WORKS**

BE IT RESOLVED that the Delaware County Commissioner of Public Works and/or Deputy Commissioner is authorized to sign an agreement with the Village of Sidney for the

control of snow and ice on the roadways and sidewalks of the inter-county bridge over the Susquehanna River at Sidney for the sum of \$1,750.00 per calendar year. The term of contract will be from January 1, 2008 through December 31, 2009.

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

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

RESOLUTION NO. 218

**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, for 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 2007-2008.

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

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

RESOLUTION NO. 219

**TITLE: CONTROL OF SNOW AND ICE ON NEW YORK CITY ROADS
BY TOWN FORCES
DEPARTMENT OF PUBLIC WORKS**

BE IT RESOLVED, that pursuant to an agreement between New York City and the County of Delaware, and by Resolution No. 46 of 1991, Delaware County hereby authorizes the Delaware County Commissioner of Public Works to enter into agreements with the Town Highway Superintendents of the Towns of Andes, Colchester, Middletown, Roxbury, Tompkins and Walton for the performance, by the Towns, for the work of control of snow and ice on the New York City roads within the boundaries of the County, upon terms and regulations as are contained such agreements for the season 2007-2008.

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

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

RESOLUTION NO. 220

**TITLE: COMPUTER USE POLICY FOR DELAWARE COUNTY
PERSONNEL DEPARTMENT**

WHEREAS, Delaware County provides computers, including the use of an electronic mail system (email) and internet access for County officers and employees for the conduct of County business; and

WHEREAS, Delaware County wishes to provide a clear and concise policy for the appropriate utilization of County computers, software, email system and internet

THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors hereby approves and authorizes the implementation of the Delaware County Computer Use Policy, annexed to this resolution and presented at this meeting; and

BE IT FURTHER RESOLVED, that such Policy shall take effect immediately and will be distributed to each department by the Personnel Office and included in the employee handbook.

DELAWARE COUNTY COMPUTER USE POLICY

Delaware County provides computers, including the use of an electronic mail system and the internet, for county officers and employees for the conduct of County business. County computers, software and communications (including Internet and email) are to be used for the purpose of conducting County business, or gaining technical or analytical advice for County business. Employees will use the Delaware County computer system in a professional manner for work related purposes. Subject to the below, personal use of County computing equipment is prohibited, including but not limited to, use for personal or commercial gain, leisure or advancing individual opinions.

Electronic Mail:

- A. The electronic mail system is County property. All messages created, sent or received on the electronic mail system are and remain the property of the County. The confidentiality of any message should not be assumed. Employees should be aware that all electronic messages are backed up and may be recalled or recorded for County review.
- B. The use of the electronic mail system is reserved solely for the conduct of County business. It may not be used for personal business.
- C. The electronic mail system may not be used to solicit for commercial ventures, religious or political causes, outside organizations or other non-job related activities.

- D. The electronic mail system is not to be used to create or receive offensive, disruptive, fraudulent, harassing, or obscene messages, such as but not limited to, messages containing obscene language, sexual implications, racial slurs, gender specific comments, or any other comment that addresses someone's race, age, religious or political beliefs, national origin, sexual orientation, marital status, military status or disability.
- E. No messages will be transmitted under an assumed name nor are users permitted to obscure the origin of any message.
- F. If an employee receives unsolicited email that violates this policy, the employee should notify his or her supervisor immediately.

Internet Usage:

- A. Use of the Internet must not disrupt the operation of the County network or the network of other users, nor interfere with employee productivity.
- B. Users are strictly prohibited from accessing the Internet for any unethical purpose, or any illegal activity, including but not limited to pornography, violence or gambling, or any other behavior which may be considered unprofessional and inappropriate in the workplace by a reasonably prudent person.
- C. The Internet shall not be used for personal gain or advancement of individual views.
- D. Each employee is accountable to the County for the content of all text, audio or images that they place or send over the Internet.
- E. If any employee accidentally accesses an inappropriate website in the normal course of business, the employee should notify his or her supervisor immediately.
- F. Harassment of any kind through use of the Internet is prohibited.
- G. Registration of the County in any news group or chat room is prohibited.

General Computer Use

All data is the property of Delaware County on the Network and/or the desktop hard drive disk. This includes, but is not limited to, any message created, sent or received on the electronic mail system.

Employees will not access and/or attempt to access information contained on County computers without proper authorization

Your password is your key to the network, its servers, services, and data, so keep it private and safe. Do not post it on your monitor or share it with anyone, except your department head/designee, as requested.

The personal use prohibitions contained herein notwithstanding, personal use of a limited and incidental nature or as authorized or further regulated by the employee's department head shall be acceptable.

The County reserves the right to periodically review, audit, intercept, access and disclose all messages created, received or sent over the electronic mail system for any purpose, and any internet or software usage. Department heads in conjunction with information technology staff and the Personnel Office have the right to monitor the system for their respective departments. If necessary, the County also reserves the right to advise appropriate officials of any illegal activities.

Violations of this policy may result in disciplinary action in accordance with applicable law and bargaining agreements.

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

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

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

RESOLUTION NO. 221

**TITLE: 2007 BUDGET AMENDMENT
FAMILY BASED TREATMENT
DEPARTMENT OF MENTAL HEALTH**

WHEREAS, the final State Aid allocations for the contracted mental health services provided by Ulster County Mental Health Association, Inc. are increased slightly from the original amounts that were budgeted, and we wish to provide the maximum amount of State Aid to the agency in order to provide services;

THEREFORE, BE IT RESOLVED, that the 2007 budget be increased as follows:

REVENUE ACCOUNT:

10-14314-43349000	State Mental Health	\$194.00
10-14314-43349922	State Riv Fam Support	\$816.00

APPROPRIATION ACCOUNT:

10-1431454458022	Child and Family	\$194.00
10-1431454458021	Riv Fam Sup/Respitg	\$816.00

The resolution was seconded by Mr. Donnelly and adopted by the following vote: 4612, Noes 0, Absent 194 (Stamford).

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

RESOLUTION NO. 222

**TITLE: 2007 BUDGET AMENDMENT
TRANSFER OF FUNDS
SHERIFF'S DEPARTMENT**

WHEREAS, all the equipment required for the Galaxy Automated Time Clock and Payroll System has been received; and

WHEREAS, there is a balance remaining in the equipment line of \$555.00 and there is a need for training on the use of said system

THEREFORE, BE IT RESOLVED that the following transfer be made:

FROM:

10-13150-52200000	Equipment	\$555.00
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TO:

10-1311054615010	Training Department	\$555.00
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The resolution was seconded by Mr. DuMond and adopted by the following vote: 4612, Noes 0, Absent 194 (Stamford).

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

RESOLUTION NO. 223

TITLE: ADOPTION OF STATE ADVISORY EQUALIZATION RATES

BE IT RESOLVED that the following State Equalization Rates be adopted for the apportionment of the 2008 County Tax Levy pursuant to Title 2 of Article 8 of the Real Property Tax Law:

ANDES	17.00
BOVINA	27.37
COLCHESTER	3.82
DAVENPORT	77.00
DELHI	56.56
DEPOSIT	5.69
FRANKLIN	87.00

HAMDEN	16.83
HANCOCK	15.64
HARPERSFIELD	25.47
KORTRIGHT	100.00
MASONVILLE	100.00
MEREDITH	100.00
MIDDLETOWN	55.00
ROXBURY	26.00
SIDNEY	85.00
STAMFORD	27.00
TOMPKINS	3.73
WALTON	27.47

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

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

RESOLUTION NO. 224

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$2,015,301.08 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	\$986,735.03
Capital	\$17,647.40
OET	\$16,133.98
Countryside	\$3,186.35
Highway Audits, as Follows:	
Road	\$485,806.50
Machinery	\$92,793.94

Capital Road & Bridge	\$280,991.12
Capital Solid Waste	\$64,407.57
Solid Waste/Landfill	\$94,599.19

The resolution was seconded by Ms. Molé and adopted by the following vote: Ayes 4612, Noes 0, Absent 194 (Stamford).

Mr. Rowe recalled the following local law and moved its adoption:

LOCAL LAW INTRO NO. 1

TITLE: SALARY INCREASE DIRECTOR OF COMMUNITY MENTAL HEALTH

Section 1. The salary of Patricia Thomson, Delaware County Director of Community Mental Health shall be Eighty Two Thousand, Three Hundred Twenty Two Dollars [\$82,322] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

The local law was seconded by Mr. Haynes and Mr. Maddalone and adopted by the following vote: Ayes 4612, Noes 0, Absent 194 (Stamford).

Mr. Rowe recalled the following local law and moved its adoption:

LOCAL LAW INTRO NO. 2

TITLE: SALARY INCREASE DIRECTOR OF REAL PROPERTY TAX SERVICES II

Section 1. The salary of Michael Sabansky, Delaware County Director of Real Property Tax Services II shall be Fifty Three Thousand, Three Hundred Eleven Dollars [\$53,311] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

The local law was seconded by Mr. Haynes and adopted by the following vote: Ayes 4612, Noes 0, Absent 194 (Stamford).

Mr. Rowe recalled the following local law and moved its adoption:

LOCAL LAW INTRO NO. 3

TITLE: SALARY INCREASE COMMISSIONER OF SOCIAL SERVICES

Section 1. The salary of William Moon, Delaware County Commissioner of Social Services shall be Ninety Thousand, Six Hundred Ninety Two Dollars [\$90,692] per annum effective January 1, 2008.

Section 2. The salary of \$90,692 shall consist of the following: 1] Regular Commissioner of Social Services duties, \$82,192; 2] Position as the Delaware County Youth Bureau Director, \$8,500, which shall be contingent on the continued assignment of this responsibility.

Section 3. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 4. This Law shall take effect forty five (45) days after it shall be adopted.

The local law was seconded by Mr. Haynes and Mr. Donnelly and adopted by the following vote: Ayes 4612, Noes 0, Absent 194 (Stamford).

Mr. Rowe recalled the following local law and moved its adoption:

LOCAL LAW INTRO NO. 4

TITLE: SALARY INCREASE COUNTY TREASURER

Section 1. The salary of Beverly Shields, Delaware County Treasurer shall be Fifty Five Thousand, Seven Hundred Fifty Nine Dollars [\$55,759] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

The local law was seconded by Mr. Haynes and Mr. Woodford.

Mr. Bracci said that he will be voting against this local law and local law intro no. 11 which is compensation for the County Clerk because he feels the salaries of the constitutional officers are out of line.

Mr. Meredith remarked that he is in agreement with Mr. Bracci and will also be voting against this local law and local law intro no. 11.

Mr. Homovich agreed that the salaries are not in line and should be higher but, he did not want to vote against the local law.

Mr. Bracci asked if further action would be taken on the local law if there was a no vote.

Mr. Bachler remarked that the salaries of the County's elected officials has been discussed in the past and asked if the appropriate committees could meet again to discuss this issue further before voting.

Mr. Rowe explained that traditionally the salary for the three elected officials, the County Treasurer, the County Clerk and the Sheriff have been the same. Previously, Mr. Ryan brought up the fact that the duties and responsibilities of each elected official were different and it was unfair to pay them at the same rate. With that, a survey of surrounding counties was done and the County Clerk was increased by 8 percent, the Sheriff was increased by 15 percent, and the County Treasurer received the standard union raise. He said it is the opinion of the committee that the current salaries are in line with the duties of each office and only the standard increase is in order.

In response to Mr. Valente, Chairman Eisel said that if the local law does not pass the County Treasurer will not receive an increase for 2008.

The local law was adopted by the following vote: Ayes 3588, Noes 1024 (Bracci, Meredith), Absent 194 (Stamford).

Mr. Rowe recalled the following local law and moved its adoption:

LOCAL LAW INTRO NO. 5

TITLE: SALARY INCREASE DIRECTOR OFFICE FOR THE AGING

Section 1. The salary of Thomas Briggs, Delaware County Director Office for the Aging shall be Sixty One Thousand, Seven Hundred Sixty Dollars [\$61,760] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

The local law was seconded by Mr. Haynes and adopted by the following vote: Ayes 4612, Noes 0, Absent 194 (Stamford).

Mr. Rowe recalled the following local law and moved its adoption:

LOCAL LAW INTRO NO. 6

TITLE: SALARY INCREASE COUNTY COMMISSIONER PUBLIC WORKS

Section 1. The salary of Wayne Reynolds, Delaware County Commissioner of Public Works shall be Eighty Three Thousand, Five Hundred Ninety Six Dollars [\$83,596] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

The local law was seconded by Mr. Haynes adopted by the following vote: Ayes 4612, Noes 0, Absent 194 (Stamford).

Mr. Rowe recalled the following local law and moved its adoption:

LOCAL LAW INTRO NO. 7

TITLE: SALARY INCREASE

DELAWARE COUNTY DIRECTOR INFORMATION TECHNOLOGY

Section 1. The salary of Joseph DeMauro, Delaware County Director Information Technology shall be Seventy Thousand, Eight Hundred Thirty Seven Nine Dollars [\$70,837] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

The local law was seconded by Mr. Haynes and adopted by the following vote: Ayes 4471, Noes 141 (DuMond), Absent 194 (Stamford).

Mr. Rowe recalled the following local law and moved its adoption:

LOCAL LAW INTRO NO. 8

TITLE: SALARY INCREASE COUNTY PERSONNEL OFFICER

Section 1. The salary of Leonarda Storey, Delaware County Personnel Officer shall be Fifty

Nine Thousand, Six Hundred Five Dollars [\$59,605] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

The local law was seconded by Mr. Smith and Mr. Haynes and adopted by the following vote: Ayes 4612, Noes 0, Absent 194 (Stamford).

Mr. Rowe recalled the following and moved its adoption:

LOCAL LAW INTRO NO. 9

TITLE: SALARY INCREASE COUNTY STOP DWI COORDINATOR

Section 1. The salary of Lisa Barrows, Delaware County Stop DWI Coordinator shall be Thirty Six Thousand, Three Hundred Fifteen Dollars [\$36,315] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

The local law was seconded by Mr. Haynes and Mr. Utter and adopted by the following vote: Ayes 4408, Noes 204 (Homovich), Absent 194 (Stamford).

Mr. Rowe recalled the following local law and moved its adoption:

LOCAL LAW INTRO NO. 10

TITLE: SALARY INCREASE COUNTY DIRECTOR EMERGENCY SERVICES

Section 1. The salary of Richard Bell, Delaware County Director of Emergency Services shall be Forty Two Thousand, One Hundred Seventy One Dollars [\$42,171] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

The local law was seconded by Mr. Haynes, Mr. Utter and Mr. Maddalone and adopted by the following vote: Ayes 4612, Noes 0, Absent 194 (Stamford).

Mr. Rowe recalled the following local law and moved its adoption:

LOCAL LAW INTRO NO. 11

TITLE: SALARY INCREASE COUNTY CLERK

Section 1. The salary of Sharon O'Dell, Delaware County Clerk shall be of Fifty Seven Thousand, Four Hundred One Dollars [\$57,401] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

The local law was seconded by Mr. Haynes and adopted by the following vote: Ayes 3588, Noes 1024 (Bracci, Meredith) Absent 194 (Stamford).

Mr. Rowe recalled the following local law and moved its adoption:

LOCAL LAW INTRO NO. 12

TITLE: SALARY INCREASE COUNTY SHERIFF

Section 1. The salary of Thomas Mills, Delaware County Sheriff shall be of Sixty Four Thousand, Eight Hundred Twenty Three Dollars [\$64,823] per annum effective January 1, 2008.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions of Section 24 of the Municipal Home Rule Law.

Section 3. This Law shall take effect forty five (45) days after it shall be adopted.

The local law was seconded by Mr. Haynes.

Mr. Homovich stated that he believes that the salary of the three elected officers should be in line with their duties, however, he will be voting against this local law because he does not feel that the Sheriff's administrative skills this year warrant an increase.

The local law was adopted by the following vote: Ayes 4408, Noes 204 (Homovich), Absent 194 (Stamford).

Upon a motion, the meeting was adjourned at 1:50 P.M.