

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

NOVEMBER 14, 2007

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, November 14, 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 except Mr. Valente.

Mr. Donnelly offered the invocation.

Mr. Bracci 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 Mr. Maddalone. Mr. Maddalone introduced STOP-DWI Coordinator Lisa Barrows.

Ms. Barrows explained that STOP-DWI is an acronym for Special Traffic Options Program for Driving While Intoxicated. The program is funded through grants and fines levied against those persons arrested and convicted of the crime of driving while intoxicated. She stated that the Sidney Elks Lodge sponsored the 2007 Orange County Chopper (OCC) raffle for the benefit of the Delaware County STOP-DWI program.

She said it was decided to have a custom chopper built by OCC because of OCC's popularity with motorcycle enthusiasts. The chopper arrived in June and from that time on the chopper and its message was seen at events, such as the Dairy Fest, the Delaware County Fair, Fireman's Field Days, Harvest Festivals, car shows and parades. The chopper was displayed on the front page of several newspapers and seen in two television commercials running on 43 channels seven times a day with the message "let's rid our road of drunk drivers."

On November 3rd, at the Sidney Elks Lodge, Sidney Police Chief Craig Whitten drew Arnie Harris of Mt. Upton, New York as the winner of the 2007 OCC chopper. The raffle netted \$1,677 for the Delaware County STOP-DWI program but, most important was the continuous media attention and the thousands of people that heard the message, "Do not drink and drive."

Ms. Barrows thanked the organizations that promoted the raffle by selling tickets and placing posters in their store windows and everyone else who took part in making this a successful project. She also expressed her gratitude to the Sidney Elks Lodge for sponsoring the raffle and Roger Hamilton who assisted with moving the bike in and out of the trailer at every event.

Mr. Utter read a letter from Director of Emergency Services Richard Bell who wrote to advise the Board that he heard positive comments from surrounding counties about the OCC chopper raffle. Many people have taken notice of the project and felt it successfully publicized the STOP-DWI program.

Chairman Eisel granted privilege of the floor to Budget Director John Meredith. Mr. Meredith provided copies of the 2008 tentative budget for review and thanked the Budget Oversight and Finance Committee members for their hard work.

The budget in its current state reflects a less than 2 percent increase over 2007. Mr. Meredith advised that pending changes to the budget could reduce that figure further. He pointed out that the layout of the 2008 budget was enhanced to present a clearer presentation of the departments' revenues and expenses.

He announced that there are four additional positions added to the budget, one Senior Civil Engineer for the Department of Public Works, one Special Education Service Coordinator for Public Health Nursing Services, one GIS Technician for the Planning Department, one Corrections Officer for the Sheriff's Department. Also considered in the budget are two Court Security Correction Officers positions, which will be funded for half a year. The funding for the Court Security Correction Officers will be reimbursed by the New York State Court House Security (NYSCHS) in June of 2008 when these officers become personnel of the NYSCHS.

The contribution from the General Fund Surplus is \$7 million. Mr. Meredith felt the fund was doing well and using the surplus would not present a problem.

Chairman Eisel thanked Mr. Meredith and the committees for their work on the budget. He asked that any questions or concerns be brought to the Budget Director, Budget Oversight Committee or himself as soon as possible to determine if a budget workshop would be needed. If there are no major concerns a public hearing would be set for the November 28th Board meeting.

Mr. Bachler commented that he found the new format made it much easier to review the departments' budget and thanked Mr. Meredith for a job well done.

Mr. Meredith thanked the committee members, the department heads and Clerk of the Board Christa Schafer and her staff for their efforts towards the completion of the 2008 tentative budget.

For Standing Committee Reports, Chairman of Public Works Committee Leonard Utter announced that at 5:00 P.M. on November 16th, County Route 7, also known as New York State 206, will be officially opened.

Chairman Eisel commented that on November 13th, he and town of Colchester Supervisor Robert Homovich toured some of the damage in the town of Colchester. At that time the workers were installing the last of the guardrails to County Route 7. He commented that it is very much improved over what it was.

Mr. Homovich remarked that County Route 7 is one of the high traffic gateways into the County and he is very proud of the work that has been done on the road and in the town of Colchester. He extended his thanks to everyone who gave of their time and talents to help rebuild the town of Colchester.

Mr. Homovich remarked that by his estimations disaster occurrences over the past three years have cost the town of Colchester about \$50 million. At a time when there is so much dissatisfaction with the state and federal governments it should be remembered that approximately \$50 million dollars was provided by the state and federal government to rebuild a little rural town and that many more millions have been spent by them throughout the county.

He encouraged people to be thankful this Thanksgiving for what they have, not what they think they should have. He acknowledged the difficulties and grief these tragedies have caused but, encouraged people to remember that there were positive things too.

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

RESOLUTION NO. 236

**TITLE: 2007 BUDGET AMENDMENT
REESTABLISHMENT OF BULLETPROOF VEST PARTNERSHIP GRANT**

SHERIFF'S DEPARTMENT

WHEREAS, the Sheriff's Department has funds available from the Bureau of Justice for purchasing bulletproof vests; and

WHEREAS, the funds were entered as part of the Sheriff Department 2006 Budget and the funds were not rolled over to the 2007 budget

NOW THEREFORE, BE IT RESOLVED that the Bulletproof Vest Partnership Grant be reestablished:

INCREASE REVENUES:

10-13110-44432000	Fed Crime Control	\$1,364.94
10-13150-44432000	Fed Crime Control	\$1,537.99

INCREASE APPROPRIATIONS:

10-13110-52200001	Equipment Grant	\$1,364.94
10-13150-52200001	Equipment Grant	\$1,537.99

The resolution was seconded by Mr. DuMond and adopted by the following vote: Ayes 4335, Noes 0, Absent 471 (Valente, Stamford).

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

RESOLUTION NO: 237

**TITLE: 2007 BUDGET AMENDMENT
SHERIFF'S DEPARTMENT**

WHEREAS, the Sheriff's Department has received an excess of revenue in Prisoner Charges over the amount budgeted for 2007; and

WHEREAS, the Sheriff's Department expects to receive an excess of revenue in Jail Facilities Srvcs OTR Gov over the amount budgeted for 2007

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

INCREASE REVENUES:

10-13150-41152500	Prisoner Charges	\$30,600.00
10-13150-42226400	Jail Facilities Srvcs OTR Gov	\$110,000.00

INCREASE APPROPRIATIONS:

10-13150-54400000	Legal Expense	\$36,000.00
10-13150-54420000	Maintenance Agreements	\$2,800.00
10-13150-54445000	Medical Services	\$100,000.00
10-13150-54625010	Travel Department	\$1,800.00

The resolution was seconded by Mr. Utter and adopted by the following vote: Ayes 4335, Noes 0, Absent 471 (Valente, Stamford).

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

RESOLUTION NO. 238

**TITLE: 2007 BUDGET AMENDMENT
HOME ENERGY ASSISTANCE PROGRAM
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Delaware County Department of Social Services is the designated local agency to administer the County's Home Energy assistance Program (HEAP) for 2007-2008, said monies to be utilized to reimburse the county at 100% of its expenditures:

THEREFORE, BE IT RESOLVED THAT the 2007 budget be amended as follows:

INCREASE REVENUE:

10-16141-44464100/6141008/971	HEAP	\$44,613.00
-------------------------------	------	-------------

INCREASE APPROPRIATIONS:

10-16141-54342010/6141008/971	HEAP Emergency	\$44,613.00
-------------------------------	----------------	-------------

The resolution was seconded by Mr. DuMond.

Chairman Eisel remarked that this will be a tough year for HEAP and asked Commissioner of Social Services William Moon if any increases were expected.

Commissioner Moon said that the President has been asked to release the hold back that is attached to this grant. He noted that the government has not kept up with the cost of energy increases and that the structure used to provide assistance is based on the 1980 oil embargo. The New York Energy Program began as a result and at that time the price per barrel of oil was \$38. Twenty-seven years later if the cost of living adjustments and inflationary steps are applied the cost per barrel of oil would be \$97.

The resolution was adopted by the following vote: Ayes 4335, Noes 0, Absent 471 (Valente, Stamford).

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

RESOLUTION NO. 239

**TITLE: 2007 BUDGET AMENDMENT
GOVERNOR'S OFFICE FOR SMALL CITIES
MICROENTERPRISE PROGRAM GRANT
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, Delaware County has been awarded a Community Development Block

Grant in the amount of \$338,000.00 from the Governor's Office of Small Cities for the purpose of providing local small businesses with low-interest loan funds, educational training, and the creation of a microenterprise start-up and expansion grant program; and

WHEREAS, according to an existing agreement between Delaware County and the Delaware County Industrial Development Agency, this grant will be administered by the agency.

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

INCREASE REVENUE:

10-16326-43388900/6326006/972	State Otr Culture & Recreation	\$338,000.00
-------------------------------	--------------------------------	--------------

INCREASE APPROPRIATION:

10-16326-54327000/6326006/972	General Grant Related Expense	\$338,000.00
-------------------------------	-------------------------------	--------------

The resolution was seconded by Mr. Maddalone and adopted by the following vote: Ayes 4335, Noes 0, Absent 471 (Valente, Stamford).

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

RESOLUTION NO. 240

**TITLE: 2007 BUDGET AMENDMENT
DEPARTMENT OF SOCIAL SERVICES/YOUTH BUREAU**

WHEREAS, the Youth Bureau has received a grant in the amount of \$5,000.00 from the A. Lindsay and Olive B. O'Connor Foundation, Inc. for the I.F.G.A.M.E. Adolescent Obesity Program

NOW, THEREFORE BE IT RESOLVED that the following 2007 budget amendment be made:

INCREASE REVENUE:

10-17310-42270604/7310005/977	Grants from O'Connor	\$5,000.00
-------------------------------	----------------------	------------

INCREASE APPROPRIATIONS:

10-17310-54327000/7310005/977	General Grant Related Expenses	\$5,000.00
-------------------------------	--------------------------------	------------

The resolution was seconded by Mr. DuMond and adopted by the following vote: Ayes 4335, Noes 0, Absent 471 (Valente, Stamford).

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

RESOLUTION NO. 241

**TITLE: 2007 BUDGET AMENDMENT
TRANSFER OF FUNDS
TREASURER'S OFFICE**

WHEREAS, the following 2007 appropriation account is in need of funds

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

FROM:

10-11990-54900000	Contingency	\$150,000.00
-------------------	-------------	--------------

TO:

10-12490-54184000	Community College Tuition	\$150,000.00
-------------------	---------------------------	--------------

The resolution was seconded by Ms. Molé and adopted by the following vote: Ayes 4335, Noes 0, Absent 471 (Valente, Stamford).

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

RESOLUTION NO. 242

**TITLE: 2007 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the following appropriation accounts are in need of funds:

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

FROM:

10-16109-54113000	Family Assistance	\$200,000.00
10-16070-54575000	Services for Recipients	\$200,000.00
10-16101-54425000	Medical Assistance	\$100,000.00
10-16102-54200000	MMIS	\$100,000.00

TO:

10-16010-54427007	DSS Fam Res DC & ILS	\$300,000.00
10-16010-54427019	AOFH-Del Opp	\$200,000.00
10-16010-54520000	Postage	\$100,000.00

The resolution was seconded by Mr. DuMond and adopted by the following vote: Ayes

4335, Noes 0, Absent 471 (Valente, Stamford).

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

RESOLUTION NO. 243

**TITLE: 2007 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF SOCIAL SERVICES/YOUTH BUREAU**

WHEREAS, the following appropriation accounts are in need of funds:

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

FROM:

10-16109-54113000 Family Assistance \$80,000.00

TO:

10-17310-51000000 Youth Bureau Personal Services \$80,000.00

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4335, Noes 0, Absent 471 (Valente, Stamford).

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

RESOLUTION NO. 244

**TITLE: 2007 BUDGET AMENDMENT
SAFE DRINKING WATER ACT 2003 WATERSHED AFFAIRS**

WHEREAS, in Resolution No. 239-04, Delaware County was awarded a Safe Drinking Water Act 2003 grant to cover monitoring costs of a lowland farm in the Cannonsville Basin in support of the Delaware County Action Plan; and

WHEREAS, a flooding event of June 2006 necessitated the alteration of the monitoring work plan, budget and schedule in which certain equipment is no longer needed; and

WHEREAS, NYS Dept. of Environmental Conservation agreed to the updated work plan and budget; and

WHEREAS, the NYS Department of Environmental Conservation has approved this amendment to the SDWA 2003 budget

NOW, THEREFORE, BE IT RESOLVED, that the 2007 budget for the Safe Drinking Water Act 2003 be amended as follows;

FROM:

10-18741-52200001/8740011/900 Equipment \$2,200.00

TO:

10-18741-54327200/8740011/900 Contractual \$2,200.00

The resolution was seconded by Mr. Maddalone and adopted by the following vote: Ayes 4335, Noes 0, Absent 471 (Valente, Stamford).

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

RESOLUTION NO. 245

**TITLE: CONVEYANCE OF COUNTY OWNED PROPERTY
TO THE DEPARTMENT OF PUBLIC WORKS
TREASURER'S DEPARTMENT**

WHEREAS, Tax Map No. 431.-1-1 in the Town of Hancock, previously assessed to Walter Bogusiwski, is a small piece of land between County Rte 17 and State Rte 17;

NOW, THEREFORE BE IT RESOLVED that the County of Delaware retain the parcel for the Department of Public works and cancel taxes for 2005, 2006 and 2007 in the amount of the \$1,016.91.

The resolution was seconded by Ms. Molé.

In answer to Mr. Marshfield, Commissioner of Public Works Wayne Reynolds stated that the parcel is less than one acre.

The resolution was unanimously adopted.

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

RESOLUTION NO. 246

**TITLE: EXPANDING MEDICAID FRAUD EFFORTS TO COUNTY GOVERNMENTS
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, New York's Medicaid program is the largest and costliest in the nation, and Medicaid waste, fraud and abuse are estimated to cost New York taxpayers more than \$4

billion annually; and

WHEREAS, Delaware County's Medicaid expenditures exceed \$50 million per year and represent the largest expenditure in our County budget; and

WHEREAS, New York counties should be empowered with the means to investigate and combat Medicaid waste, fraud and abuse in their system, and should not be burdened by the cost of essential Medicaid fraud investigation software; and

WHEREAS, Assembly Minority Members have introduced Assembly Bill 5333 which provides for reimbursable grants to counties for Medicaid fraud investigation software to review billings and discover potential waste, fraud and abuse including reimbursement to counties that have already purchased such software on their own; and

WHEREAS, combating waste, fraud and abuse is a first step in fixing New York's out of control Medicaid system and will provide counties and taxpayers vital relief from overbearing Medicaid costs

NOW, THEREFORE, BE IT RESOLVED that this Board takes notice of this most significant issue of the State's Medicaid waste, fraud and abuse dilemma and urges the swift passage and chaptering of Assembly Bill 5333 which will assist Delaware and all other counties to actively combat Medicaid waste, fraud and abuse and

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to the Governor of New York, the Temporary President of the New York State Senate, the Speaker of the New York State Assembly and to each member of the New York State Legislature.

The resolution was seconded by Mr. DuMond.

Commissioner Moon explained that the New York State Assembly Minority leaders introduced Assembly Bill 5333 which provides reimbursable grants to counties for Medicaid fraud investigation software. The Delaware County Department of Social Services is in agreement with this legislation and desires to see its passage. This resolution is written in the context and scope of the needs of Delaware County and expresses support for Assembly Bill 5333.

The resolution was unanimously adopted.

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

RESOLUTION NO. 247

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

WHEREAS, Resolution No. 217 of 2007, authorized the County Department of Public Works 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 being January 1, 2008 through December 31, 2009; and

WHEREAS, the Village of Sidney has requested an additional \$250.00 per year to cover their expenses; and

WHEREAS, the Public Works Committee has determined that this is a fair and reasonable request.

NOW, THEREFORE, BE IT RESOLVED the Resolution No. 217 is herewith rescinded; and

BE IT FURTHER RESOLVED that the County Department of Public Works 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 \$2,000.00 per calendar year. The term of contract being January 1, 2008 through December 31, 2009.

The resolution was seconded by Mr. Maddalone and adopted by the following vote: Ayes 4335, Noes 0, Absent 471 (Valente, Stamford).

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

RESOLUTION NO. 248

**TITLE: PUBLIC HEARING ON EIGHT-YEAR REVIEW OF AGRICULTURAL
DISTRICT NOS. 2, 5 & 8**

WHEREAS, the Delaware County Agricultural and Farmland Protection Board and the Delaware County Planning Board have presented recommendations for the modification of Agricultural District Nos. 2, 5 and 8 located in the Towns of Delhi, Franklin, Hamden, Meredith and Walton during the scheduled eight year review period;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held by the Delaware County Board of Supervisors on the proposed modifications to Agricultural District

Nos. 2, 5 and 8 on Wednesday, November 28, 2007 at 12:30 P.M. in the Board of Supervisors' Room of the Senator Charles D. Cook County Office Building at which time all interested parties will be given an opportunity to be heard.

The resolution was seconded by Mr. Smith.

Mr. Bachler said the proposed consolidation of Agricultural Districts Nos. 2, 5 and 8 is being done at the direction of the County Agriculture and Farmland Protection Board and the New York State Agriculture and Markets. He introduced Senior Planner Kent Manuel to answer any questions the Board may have regarding this matter.

In answer to Mr. Bracci, Mr. Manuel explained there are currently 12 Agricultural Districts which is down from 18 prior to beginning the consolidation of districts. As each district comes up for review the smaller adjacent districts are being combined to reduce the overall number of Agricultural District reviews in a given year. He pointed out that it takes a comparable amount of administrative time for each review, regardless of the district size.

The resolution was unanimously adopted.

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

RESOLUTION NO. 249

**TITLE: RESOLUTION IN SUPPORT OF ANTLER RESTRICTIONS
FOR DELAWARE COUNTY
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, the New York State Department of Environmental Conservation recognizes hunting as the preferred method of controlling the State deer population; and

WHEREAS, hunter numbers have sharply declined statewide since the 1980's, and are anticipated to continue to decline; and

WHEREAS, the impact from increasing deer populations, especially in areas of overabundance, affect a wide variety of human activities and agricultural land uses, and has the potential to substantially affect ecology and biodiversity; and

WHEREAS, New York's basic hunting strategy regimes are almost 100 years old and have not reflected recently emerging advances and techniques provided for by scientific deer management; and

WHEREAS, implementation of more current deer management techniques and harvest regimes, such as the imposition of antler restrictions, could substantially increase deer hunter

participation and satisfaction, and ultimately provide a better and more efficient tool to achieve the continuing levels of annual deer harvest needed for herd management; and

WHEREAS, there is growing interest among New York deer hunters to refine their role as deer herd managers and expand their hunting opportunities and satisfactions including the opportunity to pursue and take more mature bucks while keeping adult sex ratios in balance with proper deer herd health; and

WHEREAS, a recent survey of 604 Delaware County hunters found 91% of Delaware County hunters to be in favor of the imposition of antler restrictions within the County; and

WHEREAS, historically, the tourism dollars generated by hunting have a significantly positive impact upon a wide range of small businesses throughout Delaware County and are very important to the overall economy of the County; and

WHEREAS, antler restrictions will provide visiting hunters with the reasonable expectation of being able harvest mature bucks, thereby increasing the number and length of stay of visiting hunters while also encouraging local hunters to remain in Delaware County rather than leaving to hunt in Pennsylvania and other counties that have antler restrictions; and

WHEREAS, a hunter under the age of 17 would be exempt from this restriction

NOW, THEREFORE BE IT RESOLVED that, the Delaware County Board of Supervisors requests the New York State Department of Environmental Conservation enact antler harvest restrictions for Wildlife Management Units 4O, 4W, 4P, 3A, 4R, 4G and 4F in order to improve current deer management regimes, while also benefitting the local communities; and

BE IT FURTHER RESOLVED, that the NYDEC embrace and coordinate proposed and ongoing similar efforts in other portions of New York State where stakeholder interest is high enough to warrant consideration.

The resolution was seconded by Mr. Bachler.

Mr. Hynes introduced Economic Development Specialist Bill Willis to speak about the purpose of antler restrictions.

Mr. Willis stated that years ago the hunting season created a mini boom for many of the Delaware County businesses. The hunter related business declined dramatically when the historical Monday deer rifle opening changed to Saturday. Sporting good stores in Delaware County reported losses in sales ranging from one-half to two-thirds during the three week rifle hunting season. Other businesses depending on hunter related dollars such as restaurants, grocery stores and gas stations experienced a dramatic decline as well. One reason for this decline is that

with the Monday opening hunters came to our area on a Saturday and were committed to taking time off from work. Now, hunters come to our area after work on Friday with the majority of their purchases already made. If they are successful on opening day, they return back to work by Monday.

Currently, a legal buck only needs to have one antler at least three inches long. In order to get an antler restriction in Delaware County, the Department of Environmental Conservation (DEC) Region 4 deer biologist needed to be sure our rank and file hunters were in favor of an antler restriction. The antler restriction would mean a legal buck must have at least three points on one side.

A survey from the Department of Economic Development was placed in seven sporting goods stores throughout Delaware County from mid-August to October 1st. Six hundred and four hunters responded to the survey and 91 percent of the hunters support antler restriction. Letters in support of antler restriction have been received from the Delaware County Chamber of Commerce and the Delaware County Farm Bureau.

The Department of Economic Development fears that if the county does not have an antler restriction regulation it will see another round of decline in hunting tourism dollars as hunters will go where they have a reasonable chance of taking a mature buck.

Mr. Willis asked the Board to pass this resolution in order to show strong support to the DEC to enact antler restriction in all wildlife management units that are part of Delaware County.

Mr. Bachler questioned if antler restriction would improve the genetic pool. Mr. Willis said there is no genetic difference between a young buck and old buck. Science has proven that there is no correlation between an 18 month old that is a spike buck and what it will turn out four to five years later when it matures. He explained that generally the earlier the doe is bred the better the 18 month old spike buck, but after that the genetics are the same. The purpose of the antler restriction is to allow more bucks to reach their full potential and as a result create a better balance between bucks and does.

Mr. Bracci said that he would support this resolution as from an economic standpoint it makes sense.

Mr. Willis commented on a conversation he had with a landowner expressing frustration that hunters were no longer willing to pay the small fee charged for hunting on the land but, would pay much higher fees out of State because of the size of the deer. He believed the reason for this was that hunters no longer have a reasonable expectation of getting a mature buck. Delaware County has the genetics and the habitat for quality deer, our deer just lack age.

In answer to Mr. Marshfield, Mr. Willis said that bow hunting and muzzle loaders would also have to abide by the antler restriction. The only exception to the antler restriction is a hunter

under the age of seventeen may still take any buck with at least one antler that is three inches long.

Mr. Marshfield said that his own survey found that 90 percent of those surveyed were in favor of antler restriction. He did hear comments that restrictions should be less for bow hunting, adding that the individual that said this about the bow hunting is heading to Ohio for his deer this year.

Mr. Bracci added that he has spoken to hunters who are going to Long Island saying the deer are bigger there.

In answer to Mr. Hynes, Mr. Willis advised the soonest the DEC could impose the antler restriction would be 2009.

In answer to Chairman Eisel, Mr. Willis said the ultimate goal of the antler restriction is to allow more bucks to survive to a greater age to reach their full potential and also to create a better numerical balance between bucks and does.

Mr. Rowe said that he is in favor of antler restriction. Several hunting camps in the town of Hancock have already imposed their own antler restrictions. Pennsylvania has the antler restriction and hunters are going there because they have larger deer.

The resolution was adopted by the following vote: Ayes 4172, Noes 163 (Haynes), Absent 471 (Valente, Stamford).

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

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. 250

TITLE: APPORTIONMENT OF MORTGAGE TAX

WHEREAS, §261 of the Tax Law makes it mandatory to apportion the mortgage tax semi-annually and a report has been received from the recording officer and the County Treasurer for the period ending October 31, 2007;

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer be directed to pay to the several towns and villages of Delaware County the amounts stated below; the same having

been apportioned according to the aforementioned §261.

BE IT FURTHER RESOLVED that the foregoing statement shall be to the County Treasurer a sufficient warrant for the payment of said monies.

Town	Amount Allocated to Tax District	Amount Apportioned to Town	Amount Apportioned to Village
Andes	\$33,080.03	\$33,080.03	
Bovina	\$11,483.37	\$11,483.37	
Colchester	\$21,073.89	\$21,073.89	
Davenport	\$24,086.72	\$24,086.72	
Delhi	\$46,285.95	\$35,843.78	\$10,442.17
Deposit	\$12,164.60	\$11,198.13	\$966.47
Franklin	\$27,207.25	\$25,811.35	\$1,395.90
Hamden	\$14,538.51	\$14,538.51	
Hancock	\$45,018.07	\$39,721.59	\$5,296.48
Harpersfield	\$17,568.51	\$14,942.82	\$2,625.69
Kortright	\$18,377.07	\$18,377.07	
Masonville	\$13,692.46	\$13,692.46	
Meredith	\$21,443.53	\$21,443.53	
Middletown	\$104,274.70	\$87,213.12	Fl \$3,986.95
			Mv \$13,074.63
Roxbury	\$39,202.31	\$39,202.31	
Sidney	\$47,022.27	\$27,211.72	\$19,810.55
Stamford	\$27,828.51	\$22,667.63	St \$1,791.46
			Ho \$3,369.42
Tompkins	\$10,070.29	\$10,070.29	
Walton	\$62,619.57	\$43,853.02	\$18,766.55
Totals ...	\$597,037.61	\$515,511.34	\$81,526.27

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

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

RESOLUTION NO. 251

**TITLE: RATIFICATION OF BAGS LANDFILL
BUDGET FOR 2008**

BE IT RESOLVED that the 2008 budget for the BAGS Landfill in the total amount of \$148,169.00, with \$44,129.16 the apportioned cost to the Town of Sidney be ratified as presented.

The resolution was seconded by Mr. Bachler.

Chairman Eisel noted that this is a yearly resolution.

Mr. Maddalone remarked that in two years the town of Sidney will no longer be responsible for this payment.

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

RESOLUTION NO. 252

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$2,478,683.67 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	\$824,455.14
Capital	\$2,521.49
Countryside	\$376.37
OET	\$93,055.91
Highway Audits, as Follows:	
Road	\$127,268.61
Machinery	\$74,451.86
Capital Road & Bridge	\$1,193,704.46
Capital Solid Waste	\$70,825.43
Solid Waste/Landfill	\$92,024.40

The resolution was seconded by Ms. Molé and Mr. Marshfield and adopted by the following vote: Ayes 4335, Noes 0, Absent 471 (Valente, Stamford).

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

RESOLUTION NO. 253

TITLE: PUBLIC HEARING - TENTATIVE BUDGET

BE IT RESOLVED that the budget, with the changes discussed, be adopted as the Tentative 2008 Delaware County Budget and a public hearing be held on the 28th day of November, 2007 at 12:45 P.M. in the Supervisors' Room of the County Office Building, 111 Main Street, Delhi, New York.

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

Chairman Eisel made the following appointment to the IDA Board:

Bill Gross, owner operator of Signs ETC in Cadosia, New York

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