

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

JULY 22, 2009

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, July 22, 2009 at 5:30 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. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

Chairman Eisel noted that Lieutenant Tom Avery of the Sheriff's Office passed away suddenly on Sunday, July 19, 2009. A sympathy card to offer condolences to the family of Lt. Avery's was circulated to everyone in attendance.

Chairman Eisel reminded the Supervisors that their completed town survey forms needed to be returned to Personnel Officer Teddie Storey at their earliest convenience.

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

Chairman Eisel granted privilege of the floor to Mr. Hynes. Mr. Hynes introduced Director of Planning Nicole Franzese to provide an update on the discussions of the Flood Plain Regulations Evaluation Subcommittee of the Delaware River Basin Commission Flood Advisory Committee.

Ms. Franzese introduced County Planner Mike Jastiemski. Mr. Jastiemski placed a copy of a handout entitled: *Delaware River Basin Commission Flood Mitigation Task Force* on each of the Supervisor's desks.

Ms. Franzese explained that the Delaware River Basin Commission (DRBC) is a federal commission established by President Kennedy in 1961 and includes the governors of four states, Delaware, New Jersey, New York, Pennsylvania and a federal representative appointed by the President. The four states signed legislation that created a "regional body with the force of law to oversee a unified approach to managing a river system without regard to political boundaries." The DRBC programs include water quality protection, water supply allocation, regulatory review

and permitting, water conservation initiatives, watershed planning, drought management, flood loss reduction and recreation.

The Delaware River Basin Interstate Flood Mitigation Task Force (FMTF) was formed as a result of the June 2006 flood event. The County was represented by Chairman Eisel, Commissioner of Watershed Affairs Dean Frazier and the former Director of Emergency Management Services Nelson Delameter. The Task Force issued a report with forty-three recommendations grouped into seven categories; reservoir operations, structural and non-structural measures, stormwater, floodplain regulations, and flood warning systems.

The Flood Advisory Committee (FAC) was charged with the implementation of the Task Force recommendations. The FAC subsequently formed the Floodplain Regulations Evaluation Subcommittee (FRES) whose charge was “to review and evaluate the similarities and differences in floodplain regulations throughout the Delaware River Basin, and to develop and present recommendations on the potential for more effective floodplain management throughout the basin to the FAC”.

Ms. Franzese served on the FRES committee with William Nechamen from the New York State Department of Environmental Conservation (NYSDEC). Mr. Nechamen was not allowed to attend the meetings due to travel restrictions for NYS employees but participated by phone when possible. The committee reviewed regulations, programs and policies from all four states in the DRBC in addition to states outside our region, floodplain managers and private conservation groups. The Department of Public Works, Watershed Affairs and the Soil and Water Conservation District assisted County Planning with drafting and commenting on the FRES recommendations.

Ms. Franzese identified the main issues of concern for New York and Delaware County as the findings by FRES are flawed. The regulations as they stand meet the National Flood Insurance Program minimums recommended by the Federal Emergency Management Agency (FEMA) but, the majority of the FRES felt stricter regulations based on New Jersey’s standard were appropriate. The New Jersey regulations have not been proven to be more effective. The FRES ignored the continued efforts of the New York representatives to recognize the extreme differences in the stream reach character of the 330 miles of the DRB. The FRES recommended changes in the floodplain and floodway definitions, development/fill in the floodplain and floodway, and standardized riparian corridors that could be damaging and would render the County’s current flood mapping obsolete.

The FAC will meet on August 26th to consider the recommendations from the sub-committee and make their final recommendations to the Commissioners who will meet on September 23rd to adopt, reject or decide on the recommendations they will take. Ms. Franzese felt that it was important at this time to reach out to the other counties in New York and Pennsylvania as well as legislatures to make sure they are being heard at the state level.

In conclusion Ms. Franzese stated that the final FRES report which includes County specific objections and comments from the Department of Transportation are available on compact disks through the Planning Department.

Commissioner Frazier added that the DRBC has jurisdiction from the towns of Stamford to Roxbury, including Hancock over and above New York City. Ms. Franzese was appointed to the FRES because she was best suited to represent the County on flood issues but, this was not an easy appointment. In 2006, the FMTF compiled a list of action recommendations which the FRES did not follow. He pointed out that this could be a real big and very expensive problem to all the involved parties.

Chairman Eisel commented that Ms. Franzese was beat up at these meetings by some aggressive environmentalists, but she is tough, stood her ground and stated her case for the County very well. There is no cookie cutter approach to the problems in our basin, this County has their own set of problems and cannot be treated like other states. It was helpful to have Mr. Nechamen attend the last meeting with Chairman Eisel as both expressed their unhappiness with the fact that the FRES ignored the recommendations presented by Ms. Franzese. Chairman Eisel felt confident that New York State had some power and the Commission would recognize that Delaware County has different issues and problems than New Jersey.

In answer to Mr. Bracci, Ms. Franzese said there were a total of twenty members on the FAC. The membership consisted of six from the basin states, two from the federal government, three from environmental, citizen and educational organizations, three from builders, agriculture and commerce organizations, two flood mapping consultants and four local officials designated by the state. New York State was entitled to two representatives. She was appointed as the a local official and Mr. Nechamen a representative of NYSDEC. She further stated that she felt the entire process was skewed from the beginning as six members on FRES also served on the FAC, the oversight committee. Those members may have disagreed in FRES meetings but, when they went to FAC meetings they could say and do what they wanted.

Chairman Eisel remarked that there is a lot of growth in New Jersey and they break there own rules and regulations they approved back in 1972. New Jersey would like to see these rules and regulations put in place for Delaware County in order to prevent future growth and anticipated flood issues to their state.

Mr. Homovich commented that the DRBC knows that changing the definition of a floodway or floodplain would have a devastating impact on the ability of this area to survive. The changes would also jeopardize the County's participation in the National Flood Insurance Program and the mortgages that are required to carry coverage if the regulations are not enforced. He believes the whole intent of these organizations is to shut this area down.

Ms. Franzese commented in response to Mr. Homovich that the River Keeper made it clear that this was the first place they were trying to get a 100 foot vegetated buffer along all the

waterways of the basin. She heard many comments that led her to believe there is a plan in place, these meetings were the opportunity for them to introduce the regulations to the Delaware Basin.

In answer to Mr. Bracci, Ms. Franzese said that the River Keeper is an environmental group and Robert Kennedy is their Chief Prosecuting Attorney. They were appointed by FAC to be part of the FRES and are also part of FMTF. They know the DRBC could not enforce the regulations once in place, but like the Friends of the Upper Delaware River (FUDR), who have established standing through litigation, like the River Keeper could. They are very vocal and aggressive. She believes they thought they would just get what they wanted without any opposition.

Ms. Franzese stated in reply to Mr. Marshfield, that the new FEMA maps would be no good because the regulatory definition of floodplain and floodway would change and therefore the mapping would have to change too. New Jersey has already mapped all their floodplains and floodways but, it would be a problem for this County. She further stated that she spoke with representatives of the Pennsylvania planning departments who knew nothing about these issues.

Chairman Eisel said that New York State is the single vote for the County and they are siding with us. Hopefully the state will represent us well and the commission will see our point.

Mr. Homovich stated that the national flood regulations should be nationwide. Further stating that would mean anything built in the City of New Orleans would have to be two feet above the high water mark.

In reply to Mr. Homovich, Ms. Franzese said in conversation with FEMA representatives, she commented that the federal minimum standards are being met, if the standard needs to be changed then go to congress to get the standard changed. She questioned why the same standards being applied to the Delaware County River Basin were not being applied to the Mississippi River Basin. The reply was that FEMA knows the recommendations would not be passed by congress. What they are trying to do is get the recommendations passed piece by piece.

Commissioner Reynolds stated that communication of these issues need to include other state agencies as well as other counties that will be directly affected by these changes. The New York State Department of Transportation had no idea what was going on until Ms. Franzese reached out to them. The proposed changes will significantly affect the design intent of everything the County has done over the last thirty years. The DPW currently sizes their structures to meet the current flows. The proposed changes would not allow this type of mitigation as it would deliver more water downstream. In New Jersey, they cannot increase the back water by more than 8/10's when they construct an improvement in a floodplain nor can they increase the flow that goes through because that would impact something downstream. What is not understood is that if left undersized the water goes over top of the road so instead of a uniform hydrological you get a slough which is a very scary thing.

Mr. Rowe remarked that this was a \$750 thousand study all funded through our federal income tax and will end up being used against us. The environmental groups are all connected, they are difficult to work with and are a great cause of concern. Delaware County with only 47,000 people is the smallest piece of the pie in the Upper Delaware. It is the place of least resistance and he believes the County has been on their radar for a long time. The Town of Hancock has had the 100 foot buffer on streams in many areas but, fifteen inches of rain in eighteen hours took everything right out of the streams. He thanked Ms. Franzese for attending the meetings and being vocal about the issues that will affect the County.

Chairman Eisel thanked Ms. Franzese for the informative presentation.

For standing committee reports Chairman of the Public Works Committee Leonard Utter advised that County employees continue to use the fuel island located at what was the Department of Public Works Deposit patrol garage. Several months ago the Deposit patrol garage was turned over to the Town of Deposit. He asked the Supervisors to notify their committees that the fuel pumps belong to the Town of Deposit and are not to fuel County cars.

Chairman Eisel commented that he crossed the Halcottsville bridge and noted what a nice job the DPW crew did on the bridge. He asked Commissioner Reynolds to relay the message to his crew.

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

RESOLUTION NO. 108

**TITLE: AWARD OF STATE LAW ENFORCEMENT
TERRORISM PREVENTION PROGRAM GRANT FUNDING
SHERIFF'S OFFICE**

WHEREAS, the New York State Office of Homeland Security has announced the availability of a grant that will subsidize 100% of costs associated with the fiscal year 2008 State Law Enforcement Terrorism Prevention Program for the Delaware County Sheriff's Office; and

WHEREAS, this grant is established to accomplish the following goals:

- To backfill costs for NIMS training
- To backfill costs for Active Shooter Training
- To provide Pictometry Update for photographing schools
- Purchase tactical team training equipment and gear storage cabinet

WHEREAS, the Sheriff's Office will not have to supply any matching funds for this

grant; and

WHEREAS, at the conclusion of the grant period, the County will be responsible for maintaining the equipment purchased under the terms of this grant.

THEREFORE, BE IT RESOLVED that the Sheriff's Office is given permission to accept said grant funding; and

BE IT FURTHER RESOLVED that the following 2009 budget be amended as follows:

ESTIMATED REVENUE:

10-13110-44432000/3110031/907	State Homeland Security	\$42,500.00
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APPROPRIATION:

10-13110-52200001/3110031/907	Equipment Grant	\$42,500.00
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The resolution was seconded by Mr. DuMond.

Sheriff Mills answered in response to Mr. Marshfield, that the pictometry update will enable the photographing of the exterior and interior of a school which will allow the fire department to become familiar with the building.

Director of Emergency Services Richard Bell added that the program overlays the blueprint of a building with 360 degree camera views inside the structure so at anytime you can walk through the structure on a computer screen before actually entering the building. This pictometry can be used anytime there is a threat or reason to view the interior or exterior of a building before entering the structure.

In response to Chairman Eisel, Sheriff Mills said that the grant provides funding to reimburse training and overtime costs for fire training.

Sheriff Mills stated in reply to Mr. Hynes that the County does not have a tactical team but, the state police is training with the County and they can see the importance of everybody knowing what the other person is doing.

In answer to Chairman Eisel, Sheriff Mills said that tactical team training equipment is protective items such as ballistic shields for the deputy or trooper at the scene.

The resolution was adopted by the following vote: Ayes 4806, Noes 0, Absent 0.

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

RESOLUTION NO. 109

**TITLE: 2009 BUDGET AMENDMENT
OFFICE FOR THE AGING**

WHEREAS, the Delaware County Office for the Aging has received \$18,829.00 in American Recovery and Reinvestment Act (ARRA) stimulus funding to enrich programming for congregate and home delivered meal service for the elderly; and

WHEREAS, recipient counties are required to match ARRA funds with 10 percent local funds in the amount of \$2,093.00; and

WHEREAS, this funding will enable the Office for the Aging and Delaware Opportunities to undertake several new initiatives that will lead toward more efficient meal service

THEREFORE BE IT RESOLVED, that the 2009 budget be amended as follows:

REVENUES:

10-16772-44477200/6772031/888	ARRA Congregate Funds	\$12,620.00
10-16772-44477200/6772032/888	ARRA Home Delivered Funds	\$6,209.00

APPROPRIATIONS:

10-16772-54200000/6772031/888	Contracted Services	\$12,620.00
10-16772-54327000/6772032/888	General Grant Related Expenses	\$6,209.00

TRANSFER FROM:

10-16772-54595320	Supplies Office	\$2,093.00
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TRANSFER TO:

10-16772-54200000/6772031/977	Contracted Services	\$1,403.00
10-16772-54327000/6772032/977	General Grant Related Expenses	\$690.00

The resolution was seconded by Mr. Maddalone and adopted by the following vote: Ayes 4806, Noes 0, Absent 0.

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

RESOLUTION NO. 110

**TITLE: APPROPRIATION OF CAPITAL FUNDS
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 14 of 2007 authorized the County to enter into an agreement with the New York State Department of Transportation (NYSDOT) for federal aid in the repair of certain federal aid eligible roads damaged by the flooding of June 2006; and

WHEREAS, the Department of Public Works has been working to complete the designs for a slope failure on County Route 14 in the Town of Meredith, which fall under this agreement, so that the construction can be completed this construction season; and

WHEREAS, the Department would like to appropriate the necessary funding directly for this project.

NOW, THEREFORE, BE IT RESOLVED, that \$650,000.00 be appropriated from account 34-15112-54000000 to cover the cost of the slope reconstruction.

The resolution was seconded by Mr. Rowe and adopted by the following vote: Ayes 4806, Noes 0, Absent 0.

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

RESOLUTION NO. 111

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; and

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, 2009 to August 31, 2011, be accepted as follows:

Proposal No. 3-09:

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

Buchanan Transportation, Inc., PO Box 686, Roscoe, NY 12776

Bid: \$195.00 per round trip, 1st passenger

\$60.00 per additional passenger

Proposal No. 4-09:

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: \$195.00 per round trip, 1st passenger
\$60.00 per additional passenger

Proposal No. 5-09:

Whispering Pines Preschool- 395 North Grand Street, Cobleskill, NY 12043
Coxsackie Transport, Inc., 11 Wayne Drive, Coxsackie, NY 12051
Bid: \$250.00 per round trip, 1st passenger
\$50.00 per additional passenger

Proposal No. 6-09:

Handicapped Children's Association- with designated program sites, 18 Broad Street, Johnson City, NY 13790 and 500 Club House Road, Vestal NY 13850
Coxsackie Transport, Inc., 11 Wayne Drive, Coxsackie, NY 12051
Bid: \$250.00 per round trip, 1st passenger
\$50.00 per additional passenger

The resolution was seconded Mr. Rowe.

In answer to Mr. DuMond, Childrens Program Specialist Christina Gardner explained that at the March 11th Board meeting a resolution was presented to receive the transportation bids for two new preschool programs for the period of April to August 2009. This resolution is the renewal of all transportation contracts to August 2011.

Mrs. Gardner in reply to Chairman Eisel, stated that when the children are signed up for a program the parents are asked if they are able to transport their child and offered a mileage reimbursement based on an established fee schedule. About five to seven children out of the thirty-two are currently being transported by a parent.

Mr. Bracci commented that these programs are federally mandated but are not fully funded. The County's share to support these programs is \$478, 000.

In reply to Mr. DuMond, Mrs. Gardner said the parental reimbursement fee schedules are based on a round trip per-day basis. For example, a parent transporting a child one to nineteen miles would receive \$20 per day, twenty to thirty-five miles is \$30 per day and the reimbursement amount increases in mileage increments.

Chairman Eisel asked if a parent who is transporting their own child could also transport another child. Mrs. Gardner replied that federal regulations state only a parent or family member can transport their child.

Mr. Bracci remarked that the size of the County makes reducing the cost of these programs even more difficult.

In answer to Mr. Valente, Mrs. Gardner said the County is bound by federal regulations and cannot change or adapt the regulations.

The resolution was adopted by the following vote: Ayes 4665, Noes 141 (DuMond), Absent 0.

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

RESOLUTION NO. 112

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

LETTING OF JULY 16, 2009

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. 35-09 Replacement of Abutments, Bridge 151, BIN 2226960,
George Road over Dry Brook, Delaware County to:

Delaney Construction Group
2736 State Highway 30
Gloversville, NY 12078

Bid Price: \$537,537.50

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. Rowe.

In answer to Mr. Marshfield, Mr. Utter stated that the grant is 75 percent federal, 12.5 state and 12.5 local share.

Mr. Utter remarked that this bridge was put out to bid about two years ago but due to right-of-way issues the project was put on hold.

The resolution was adopted by the following vote: Ayes 4806, Noes. 0, Absent 0.

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

RESOLUTION NO. 113

**TITLE: AUTHORIZING FOR PROFESSIONAL SERVICES,
SUPPLEMENT NO. 2, BRIDGE NO. 26-1, BIN 3351950
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 209 of 2004 authorized the Department to enter into an agreement with Clough Harbour & Associates, LLP, PO Box 5269, Albany, NY 12205-0269 for professional services relating to the replacement of Bridges #2-2, 26-1 and 32; and

WHEREAS, Resolution No. 115 of 2008 authorized the execution of supplemental # 1 for bridge 2-2 raising the maximum amount payable to \$1,235,000.

WHEREAS, during the development of the Design Report for the bridge 26-1 project, there have been changes in the scope that have created additional work; and

WHEREAS, the Department of Public Works has negotiated an increase in fee for those changes; and

WHEREAS, the NYSDOT has authorized the County to accept supplement # 2

NOW, THEREFORE BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Supplemental Agreement #2 with Clough Harbour & Associates, LLP for \$64,950.00 which will raise the maximum amount payable to \$1,299,950.00.

The resolution was seconded by Mr. Rowe.

Commissioner Reynolds stated in reply to Mr. Marshfield, that at this point the County share is 20 percent. There is a chance that after the construction is complete, Marchiselli may kick in and pay the County an additional 15 percent.

The resolution was adopted by the following vote: Ayes 4806, Noes 0, Absent 0.

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

RESOLUTION NO. 114

**TITLE: CHANGE ORDER NUMBER ONE (1) FOR PROPOSAL NO. 24-09
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 35 of 2009, authorized the Department of Public Works to

make award to ING Civil, Inc., for Proposal 24-09 Replacement of Bridge 2-2, BIN 3352470, County Route 2 over Bagley Brook; and

WHEREAS, the contractor proposed a value engineering proposal (VEP) to construct a temporary detour bridge as opposed to construction the bridge with stage construction; and

WHEREAS, the VEP saved \$2,614.17 and will result in a superior project because the bridge will not have to be constructed in phases and also cut a considerable amount of time off the schedule for the reconstruction; and

WHEREAS, the bedrock, upon which the foundations of the new bridge will be constructed, were actually lower than the borings led the designers to believe that it would be, resulting in a significant increase in the quantities of concrete required

NOW, THEREFORE, BE IT RESOLVED, that the Department of Public Works be authorized to execute Change Order No. 1 making the necessary changes to contract quantities and increasing the total contract price \$102,808.83 to a new total of \$2,421,808.83.

The resolution was seconded by Mr. Rowe and adopted by the following vote: Ayes 4806, Noes 0, Absent 0.

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

RESOLUTION NO. 115

**TITLE: PURCHASE OF HIGHWAY RIGHT-OF-WAY
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Delaware County Department of Public Works is replacing the abutments on County Bridge 151, BIN 2226960, George Road over Dry Brook, Town of Middletown under a FEMA funded Project; and

WHEREAS, the replacement abutments will be constructed immediately upstream of the existing bridge requiring additional right-of-way; and

WHEREAS, the Department of Public Works has reached an agreement with the landowner for the required right-of-way; 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.

NOW, THEREFORE, BE IT RESOLVED, that the Delaware County Department of Public Works is authorized to purchase the following parcels in the Town of Middletown for the

respective amounts including damages.

Map No. 1 Parcel No. 1	0.2 Acres	Fee
Map No. 2 Parcel No. 2	0.4 Acres	Temporary Easement
KG & MG Holdings LLC		\$4,600.00

The resolution was seconded by Mr. Haynes.

Mr. Utter explained that this resolution is to obtain the right-of-way and the land for bridge number 151. It represents the conclusion of a three year process by DPW to obtain the needed right-of-ways from the three landowners involved.

The resolution was adopted by the following vote: Ayes 4806, Noes 0, Absent 0.

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

RESOLUTION NO. 116

**TITLE: AUTHORIZING THE AWARD OF PROFESSIONAL
CONSTRUCTION INSPECTION SERVICES, ECONOMIC RECOVERY PROJECTS
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolutions Nos. 52 and 100 of 2009 authorized the County to enter into agreements with the New York State Department of Transportation (NYSDOT) to advance construction projects to be funded by the American Recovery and Reinvestment Act; and

WHEREAS, the Department of Public Works has followed the NYSDOT procedures for selecting a consulting engineer to perform professional construction inspection services for these projects; and

WHEREAS, the Department of Public Works has negotiated a scope of work and fee for the professional services

NOW, THEREFOR BE IT RESOLVED that the Department of Public Works is herewith authorized to make award to Delta Engineers & Architects, P.C., 184 court Street, Binghamton, NY 13901 for a maximum amount payable of \$51,141.00.

The resolution was seconded by Mr. Rowe.

In answer to Mr. Marshfield, Commissioner Reynolds explained that stimulus money will be used to do these projects but, the projects are not part of the planned bridge replacement upgrade program.

Commissioner Reynolds stated in response to Mr. Meredith, that the County is required by the federal government to have a special engineering inspection done.

In reply to Chairman Eisel, Commissioner Reynolds noted that these are two good road projects and are not part of the 21st Century Bridge Program. The department would not have been able to put together a submission for a bridge project in the allotted 120 days.

Commissioner Reynolds explained in answer to Mr. Dumond, that the department would not have spent County money to do these road projects because bridge projects take a higher priority than road projects. These are worthy projects and a way in which the department can make the stimulus money work for the County.

The resolution was adopted by the following vote: Ayes 4806, Noes 0, Absent 0.

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

RESOLUTION NO. 117

**TITLE: HIGHWAY RIGHT-OF-WAY
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Delaware County suffered significant damage to County Route 7 in the Town of Colchester during the floods of June 19, 2007 and July 23, 2008; and

WHEREAS, Spring Brook and many of its tributaries are still very unstable as a result of the major flooding events which disturbed the stream banks and the streams are likely to remain unstable for at least a decade even if the county does not suffer any further events; and

WHEREAS, the un-named tributary which confluences with Spring Brook just upstream of County Bridge 7-7, BIN 3351920 caused significant problems during both the referenced events and poses a major future problem if no attempts are made to stabilize it; and

WHEREAS, there is a common subdivision road serving many parcels which crosses the tributary directly adjacent to the county right-of-way just above county bridge 7-7; and

WHEREAS, the private crossing was a culvert prior to the June 2007 event and that event scoured the culvert from its location and washed it down into the county road along with a 8 feet deep mound of gravel completely blocking the county road; and

WHEREAS, the realignment of County Route 7 done with the Federal Aid Project in 2001 and 2002 did not improve the configuration of the subject confluence; and

WHEREAS, left unaddressed future events pose serious threats to both the roadway and

bridge 7-7; and

WHEREAS, the landowner is willing to allow the Department of Public Works to have a permanent easement to manage the Spring Brook stream bank and flood plain bench upstream of bridge 7-7 and also keep the confluence with the unnamed tributary running under bridge 7-7 instead of over the county road in return for the construction of a light bridge across the tributary at the edge of the county right-of-way; and

WHEREAS, the Department of Public Works will be able to construct the light bridge with materials that have been salvaged from other bridge reconstruction projects

NOW, THEREFORE, BE IT RESOLVED, that the Delaware County Department of Public Works is authorized to construct the light utility bridge in return for a permanent easement to maintain the Spring Brook approach to County Bridge 7-7.

The resolution was seconded by Mr. Haynes.

In answer to Mr. Marshfield, Commissioner Reynolds stated that the approximate cost of the project including labor and equipment is \$15,000. The bridge will be approximately thirty feet long, not very high, only strong enough for pick-up trucks and will be prefabricated in the shop.

Mr. Utter noted that if the property owners put in the size pipe they intended it would have plugged very easily causing damage to the County road again. Putting in the bridge was the best solution to allow both the flow of water and the debris into Spring Brook upstream of the bridge. In return for the structure, the owner has accepted full responsibility for the maintenance and ownership of the bridge and granted the County a permanent easement upstream of the bridge to attempt to maintain a stable stream.

Mr. Homovich remarked that he thought the stimulus money could only be used on roads in the National Highway System. Commissioner Reynolds confirmed the fact and noted only seven County roads are part of the system.

Mr. Utter remarked that the County only had 120 days to put together something shovel ready.

The resolution was unanimously adopted.

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

RESOLUTION NO. 118

**TITLE: AUTHORIZATION FOR DISPOSITION OF PERSONAL
PROPERTY NO LONGER NECESSARY FOR PUBLIC USE -**

DEPARTMENT OF PUBLIC WORKS

WHEREAS, section 215 of the County Law stipulates that the Board of Supervisors must authorize for the disposition of personal property no longer necessary for public use;

BE IT RESOLVED, that the Department of Public Works is authorized to sell by auction the following items:

#781	1979 John Deere 350 Bulldozer	SN # 572752T
#407	1972 GMC Step Van	VIN# TPS4PWV553157
#410	1972 GMC Step Van	VIN# TPS4PWV553198
#335	1999 Chevy Lumia	VIN# 2G1WL52M3X9180730
#855	1990 Volvo	VIN: 4VHJCBJFXXN868078 (parts only)
#883	1961 Cat D-7 Dozer	SN: 48A380 (As is, where is)
#20	1990 Chevrolet Pickup	VIN: 1GCGR33KXLF303842

The resolution was seconded by Mr. Haynes.

In answer to Mr. DuMond, Mr. Reynolds stated that the auction will be held on Saturday, August 8th, on Page Avenue in the Town of Delhi.

The resolution was unanimously adopted.

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

RESOLUTION NO. 119

TITLE: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF DELAWARE INCREASING TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

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

SECTION 1. Section 4-A of Resolution No.144, enacted by the Board of Supervisors of the County of Delaware on June 13, 1990, imposing sales and compensating use taxes, as amended, is amended to read as follows:

SECTION 4-A. Imposition of additional rate of sales and compensating use taxes.

Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed

and there shall be paid an additional one percent rate of such sales and compensating use taxes, for the period beginning December 1, 2003, and ending November 30, 2011. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.

SECTION 2. Paragraph (C) of subdivision (1) of section 11 of Resolution No. 144, enacted by the Board of Supervisors of the County of Delaware on June 13, 1990, imposing sales and use taxes, as amended, is amended to read as follows:

(C) With respect to the additional tax of one percent imposed for the period beginning December 1, 2003, and ending November 30, 2011, in respect to the use of property used by the purchaser in this county prior to December 1, 2003.

SECTION 3. This enactment shall take effect December 1, 2009.

The resolution was seconded by Mr. Triolo.

Chairman Eisel explained that Albany has approved the County's request for a 1 percent increase to the sales tax and this resolution is required to complete the process. The same resolution will be done every two years.

Mr. Donnelly remarked that the language is dictated by the state.

The resolution was unanimously adopted.

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

RESOLUTION NO. 120

TITLE: PUBLIC HEARING FOR THE INCLUSION OF AGRICULTURALLY VIABLE LAND INTO CERTIFIED AGRICULTURAL DISTRICTS DURING THE DESIGNATED THIRTY- DAY PERIOD FOR ANNUAL DISTRICT REVIEW

WHEREAS, the Delaware County Board of Supervisors, in accordance with Chapter 523 of the Laws of 2003 amended NYS Agricultural and Markets Law, designated a thirty-day review period starting on May 1, 2009 and closing May 30, 2009 in which a landowners may submit requests for inclusion of predominately viable agricultural land within a Certified Agricultural District prior to the County established review period; and

WHEREAS, the Delaware County Agricultural and Farmland Protection Board has identified each parcel proposed as “viable agricultural land”, eligible for inclusion into a Certified Agricultural District; and

WHEREAS, the Delaware County Board of Supervisors must hold a public hearing to consider the requests and recommendations of the County Agricultural Farmland Protection Board concerning the inclusion of land(s) into Agricultural Districts Nos. 2, 3 & 14.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors does hereby schedule a public hearing for Wednesday August 26, 2009 at 5:15 p.m. in the Board of Supervisors Room of the County Office Building, 111 Main Street, Delhi N.Y.

The resolution was seconded by Mr. Hynes.

Chairman Eisel noted that the public hearing will be held on Wednesday, August 26th at 5:15 p.m. prior to the Board meeting.

The resolution was unanimously adopted.

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

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

RESOLUTION NO. 121

**TITLE: 2009 BUDGET AMENDMENT
DEPARTMENT OF EMERGENCY SERVICES**

WHEREAS, the Department of Emergency Services has applied for and been awarded a grant under the fiscal year 2009 Interoperable Emergency Communications Grant Program from the New York State Office of Homeland Security (OHS) and the Federal Emergency Management Agency (FEMA) to help the County with the development and implementation of an interoperable emergency communications system; and

WHEREAS, the grant covers a period of October 1, 2009 through October 1, 2011 and will subsidize 100 percent of the cost of system design, community outreach, system procurement assistance, and system implementation

THEREFORE, BE IT RESOLVED that the Department of Emergency Services be authorized to accept this grant funding as described above and that the 2009 budget be amended as follows:

ASSESSED TO:

RICHARD G BAKER AND KICHI BAKER

TOWN OF:	124601:MIDDLETOWN
TAX MAP NO:	287.13-1-27
SCHOOL DISTRICT:	124601:MARGARETVILLE
ACREAGE:	0.41A ACRES
CONVEYED TO:	JAMES R BAKER PO Box 164 ARKVILLE NY 406
CASH CONSIDERATION:	\$659.54
TAX DEFICIT:	\$380.14

The resolution was seconded by Mr. Triolo.

In answer to Chairman Eisel, Mr. Marshfield replied that \$209,000 was netted from the auction.

The resolution was unanimously adopted.

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

RESOLUTION NO. 123

**TITLE: SALE OF TAX ACQUIRED PROPERTY
TREASURER'S OFFICE**

Resolved that the following described parcels of tax acquired property be sold to the parties indicated for the price herein stated and the County Treasurer is authorized to execute and deliver deed, therefor, and to cancel all Delaware County tax liens thereon, upon receipt of cash consideration hereinafter set forth.

ASSESSED TO:

HENRY CUTLER

TOWN OF:	122400:COLCHESTER
TAX MAP NO:	391.-1-8
SCHOOL DISTRICT:	122401:DOWNSVILLE
ACREAGE:	1.10A ACRES
CONVEYED TO:	DAVID LAMPEL AND CLAUDIA LAMPEL 27 TOPLAND ROAD WHITE PLAINS NY 10605

CASH CONSIDERATION: \$5,100.00
TAX DEFICIT: \$779.24

COL07TX.022

ASSESSED TO:

JOHN J LYONS AND DORIS M LYONS

TOWN OF: 122400:COLCHESTER
TAX MAP NO: 321.-1-9
SCHOOL DISTRICT: 122401:DOWNSVILLE
ACREAGE: 3.00A ACRES
CONVEYED TO: D & N OF COLCHESTER LLC
723 PARDEE RD
DELANCEY NY 13752
CASH CONSIDERATION: \$2,800.00
TAX DEFICIT: \$256.64

COL07TX.025

ASSESSED TO:

OTTO WISUL AND WILMA BALODIS SCHMIDT

TOWN OF: 122400:COLCHESTER
TAX MAP NO: 412.-1-4.1
SCHOOL DISTRICT: 484401:ROSCOE
ACREAGE: 1.00A ACRES
CONVEYED TO: THOMAS F DIETRICH AND SALLY A DIETRICH
14 WINDERMERE DR
HOLBROOK NY 11741
CASH CONSIDERATION: \$2,000.00
TAX DEFICIT: \$1,699.60

DAV07TX.009

JOHN P DOROSKI SR AND CONSTANCE J DOROSKI

ASSESSED TO:

TOWN OF: 122600:DAVENPORT
TAX MAP NO: 14.-1-22.12
SCHOOL DISTRICT: 122601:CHARLOTTE VALLEY
ACREAGE: 3.20A ACRES
CONVEYED TO: MAGIC DREAM REALTY LLC
7110 21ST AVE APT 5E
BROOKLYN NY 11204

CASH CONSIDERATION: \$19,000.00
TAX DEFICIT: \$2,474.80

DAV07TX.023

ASSESSED TO:

LOUIS J PAUL AND LAUREEN A PAUL

TOWN OF: 122600:DAVENPORT
TAX MAP NO: 2.-1-61.1
SCHOOL DISTRICT: 122601:CHARLOTTE VALLEY
ACREAGE: 1.80A ACRES
CONVEYED TO: MICHAEL KENIK
PO Box 3
DAVENPORT NY 13750
CASH CONSIDERATION: \$2,500.00
TAX DEFICIT: \$406.96

DEL07TX.001

ASSESSED TO:

ACREAGE UNLIMITED LLC

TOWN OF: 122889:DELHI
TAX MAP NO: 213.-2-12.1
SCHOOL DISTRICT: 122801:DELAWARE ACADEMY
ACREAGE: 105.00'F x 325.00'D: 0.00A ACRES
CONVEYED TO: ACREAGE UNLIMITED LLC
PO Box 121
MOUNTAINDALE NY 12763
CASH CONSIDERATION: \$909.78
TAX DEFICIT: \$616.17

DEP07TX.008

ASSESSED TO:

JACQUELNE ESPOSITO

TOWN OF: 123089:DEPOSIT
TAX MAP NO: 385.1-1-49
SCHOOL DISTRICT: 123606:HANCOCK
ACREAGE: 50.00'F x 165.00'D ACRES
CONVEYED TO: JAIME CERQUEIRA
6 WESTWOOD AVE
STONYBROOK NY 11790
CASH CONSIDERATION: \$9,500.00

TAX DEFICIT: \$2,702.49

FRA07TX.009

ASSESSED TO:

ROBERT J CAHOON

TOWN OF: 123289:FRANKLIN

TAX MAP NO: 167.-6-2

SCHOOL DISTRICT: 123201:FRANKLIN

ACREAGE: 0.00'F x 0.00'D: 5.10A ACRES

CONVEYED TO: ROBERT J CAHOON
25 HEMLOCK STREET
BROOKLYN NY 11208

CASH CONSIDERATION: \$641.66

TAX DEFICIT: \$365.63

FRA07TX.009A

ASSESSED TO:

DANIEL E CRUZ

TOWN OF: 123289:FRANKLIN

TAX MAP NO: 122.-2-26

SCHOOL DISTRICT: 123201:FRANKLIN

ACREAGE: 7.51A ACRES

CONVEYED TO: THOMAS SOJA
PO Box 723
HANCOCK NY 13783

CASH CONSIDERATION: \$4,600.00

TAX DEFICIT: \$1,537.19

FRA07TX.009B

ASSESSED TO:

DANIEL E CRUZ

TOWN OF: 123289:FRANKLIN

TAX MAP NO: 122.-2-27

SCHOOL DISTRICT: 123201:FRANKLIN

ACREAGE: 7.83A ACRES

CONVEYED TO: THOMAS SOJA
PO Box 723
HANCOCK NY 13783

CASH CONSIDERATION: \$4,900.00

TAX DEFICIT: \$1,638.52

FRA07TX.010

ASSESSED TO:

MICHAEL CZAPLA AND PETER DUBE

TOWN OF:	123289:FRANKLIN
TAX MAP NO:	124.-3-8.1
SCHOOL DISTRICT:	122801:DELAWARE ACADEMY
ACREAGE:	6.00A ACRES
CONVEYED TO:	SHARIE KIM GRAHAM 1500 LEXINGTON AVE #14B NEW YORK NY 10029
CASH CONSIDERATION:	\$6,100.00
TAX DEFICIT:	\$1,766.95

FRA07TX.030

ASSESSED TO:

ALBERTO J RIEFKOHL AND ALVIA GOMEZ RIEFKOHL

TOWN OF:	123289:FRANKLIN
TAX MAP NO:	99.-1-23.2
SCHOOL DISTRICT:	122801:DELAWARE ACADEMY
ACREAGE:	13.23A ACRES
CONVEYED TO:	PHIL KELSON PO Box 2068 RIVER VALE NJ 07675
CASH CONSIDERATION:	\$35,000.00
TAX DEFICIT:	\$8,923.09

FRA07TX.023

ASSESSED TO:

ROGER B AND TOZHIA M McNEILLY

TOWN OF:	123289:FRANKLIN
TAX MAP NO:	78.-1-32.52
SCHOOL DISTRICT:	123201:FRANKLIN
ACREAGE:	2.00A ACRES
CONVEYED TO:	ROGER B AND TOZHIA M McNEILLY PO Box 273 FRANKLIN NY 13775
CASH CONSIDERATION:	\$1,932.70
TAX DEFICIT:	\$1,480.03

FRA07TX.021

ASSESSED TO:

DOMENICO LA REZZA

TOWN OF: 123289:FRANKLIN
TAX MAP NO: 120.-1-72.1
SCHOOL DISTRICT: 125001:SIDNEY
ACREAGE: 16.85A ACRES
CONVEYED TO: DOMENICO LAREZZA
794 PALMETTO DRIVE
FRANKLIN SQUARE NY 11010
CASH CONSIDERATION: \$11,656.13
TAX DEFICIT: \$9,923.11

HAN07TX.014

ASSESSED TO:

BEAT CEMAILOSKI

TOWN OF: 123689:HANCOCK
TAX MAP NO: 454.-3-23
SCHOOL DISTRICT: 484401:ROSCOE
ACREAGE: 4.31A ACRES
CONVEYED TO: JOHN M BAGGS AND NANCY J BAGGS
274 SHELDON AVE
STATEN ISLAND NY 10312
CASH CONSIDERATION: \$5,200.00
TAX DEFICIT: \$1,915.27

HAN07TX.044A

ASSESSED TO:

COUNTY OF DELAWARE(NORWOOD)

TOWN OF: 123689:HANCOCK
TAX MAP NO: 420.2-2-57
SCHOOL DISTRICT: 122401:DOWNSVILLE
ACREAGE: 86.00'F X 150.00'D: 0.31A ACRES
CONVEYED TO: THOMAS SOJA
PO Box 723
HANCOCK NY 13783
CASH CONSIDERATION: \$6,000.00
TAX DEFICIT: \$2,643.72

HAN07TX.036

ASSESSED TO:

JOHN R LATRONICA

TOWN OF: 123689:HANCOCK
TAX MAP NO: 402.-4-10

SCHOOL DISTRICT:	123606:HANCOCK
ACREAGE:	5.01A ACRES
CONVEYED TO:	JOHN R LATRONICA 49 HOLBROOK STREET PATCHOGUE NY 11722
CASH CONSIDERATION:	\$1,373.74
TAX DEFICIT:	\$983.56

HAN07TX.049

ASSESSED TO:

DMYTRO PROC

TOWN OF:	123689:HANCOCK
TAX MAP NO:	463.-2-48
SCHOOL DISTRICT:	123606:HANCOCK
ACREAGE:	5.23A ACRES
CONVEYED TO:	DMYTRO PROC 1 NICHOLAS CT MILLTOWN NJ 08850
CASH CONSIDERATION:	\$5,165.04
TAX DEFICIT:	\$4,263.83

HAN06TX.074

ASSESSED TO:

VINCENZO SODANO

TOWN OF:	123689:HANCOCK
TAX MAP NO:	454.-3-5
SCHOOL DISTRICT:	484401:ROSCOE
ACREAGE:	5.00A ACRES
CONVEYED TO:	STEPHEN GABALY 128 MCFALL RD APALACHIN NY 13732
CASH CONSIDERATION:	\$6,000.00
TAX DEFICIT:	\$1,751.80

HAN07TX.063

ASSESSED TO:

GENE M SOWINSKI

TOWN OF:	123689:HANCOCK
TAX MAP NO:	434.-5-30
SCHOOL DISTRICT:	484401:ROSCOE

ACREAGE:	5.69A ACRES
CONVEYED TO:	GENE W SOWINSKI 807 WEST BAY DRIVE WEST ISLIP NY 11795
CASH CONSIDERATION:	\$1,915.25
TAX DEFICIT:	\$1,484.33

HAN07TX.064

ASSESSED TO:

GENE M SOWINSKI

TOWN OF:	123689:HANCOCK
TAX MAP NO:	434.-5-31
SCHOOL DISTRICT:	484401:ROSCOE
ACREAGE:	6.01A ACRES
CONVEYED TO:	GENE W SOWINSKI 807 WEST BAY DRIVE WEST ISLIP NY 11795
CASH CONSIDERATION:	\$1,973.25
TAX DEFICIT:	\$1,532.20

HAN07TX.065

ASSESSED TO:

GENE M SOWINSKI

TOWN OF:	123689:HANCOCK
TAX MAP NO:	434.-5-33
SCHOOL DISTRICT:	484401:ROSCOE
ACREAGE:	5.60A ACRES
CONVEYED TO:	GENE W SOWINSKI 807 WEST BAY DRIVE WEST ISLIP NY 11795
CASH CONSIDERATION:	\$1,915.25
TAX DEFICIT:	\$1,484.33

HAN07TX.066

ASSESSED TO:

GENE M SOWINSKI

TOWN OF:	123689:HANCOCK
TAX MAP NO:	444.-2-12
SCHOOL DISTRICT:	484401:ROSCOE
ACREAGE:	5.50A ACRES

CONVEYED TO:	GENE W SOWINSKI 807 WEST BAY DRIVE WEST ISLIP NY 11795
CASH CONSIDERATION:	\$1,915.25
TAX DEFICIT:	\$1,484.33

HAN07TX.069

<u>ASSESSED TO:</u>	<u>NECULAI TUDOR AND LUCIA BOTEZ</u>
TOWN OF:	123689:HANCOCK
TAX MAP NO:	419.-1-30.3
SCHOOL DISTRICT:	123606:HANCOCK
ACREAGE:	2.00A ACRES
CONVEYED TO:	IOANA VASILESCU 10 GASTON AVE ABERDEEN NJ 07747
CASH CONSIDERATION:	\$8,000.00
TAX DEFICIT:	\$3,756.00

HAR07TX.006

<u>ASSESSED TO:</u>	<u>JEANNIE BOUTON</u>
TOWN OF:	123889:HARPERSFIELD
TAX MAP NO:	20.-1-3
SCHOOL DISTRICT:	125201:STAMFORD
ACREAGE:	3.27A ACRES
CONVEYED TO:	ANITA SIVOS PO Box 211 JEFFERSON NY 12093
CASH CONSIDERATION:	\$13,000.00
TAX DEFICIT:	\$6,138.65

HAR07TX.026

<u>ASSESSED TO:</u>	<u>LOUIS TORO AND ANGEL L FRANQUI</u>
TOWN OF:	123889:HARPERSFIELD
TAX MAP NO:	12.-1-16.3
SCHOOL DISTRICT:	433601:JEFFERSON
ACREAGE:	2.10A ACRES

CONVEYED TO: MAGIC DREAM REALTY LLC
7110 21ST AVENUE APT 5E
BROOKLYN NY 11204
CASH CONSIDERATION: \$1,800.00
TAX DEFICIT: \$1,238.42

KOR07TX.004

ASSESSED TO: **JOSEPH R CUCCIA**
TOWN OF: 124000:KORTRIGHT
TAX MAP NO: 26.-2-7
SCHOOL DISTRICT: 122601:CHARLOTTE VALLEY
ACREAGE: 2.50A ACRES
CONVEYED TO: DAVID LAMPEL AND CLAUDIA LAMPEL
27 TOPLAND RD
WHITE PLAINS NY 10605
CASH CONSIDERATION: \$1,600.00
TAX DEFICIT: \$694.43

MAS07TX.007

ASSESSED TO: **ROBERT J FOSTER AND GALE R FOSTER,**
LAURRAINE M FOSTER AND SHELLE D FOSTER
TOWN OF: 124200:MASONVILLE
TAX MAP NO: 161.-1-22.14
SCHOOL DISTRICT: 125001:SIDNEY
ACREAGE: 4.00A ACRES
CONVEYED TO: THOMAS SOJA
PO BOX 723
HANCOCK NY 13783
CASH CONSIDERATION: \$6,500.00
TAX DEFICIT: \$1,359.13

MID07TX.004

ASSESSED TO: **TINA ANN CAMPBELL**
TOWN OF: 124689:MIDDLETOWN
TAX MAP NO: 305.-1-52.21
SCHOOL DISTRICT: 124601:MARGARETVILLE
ACREAGE: 404.00'F X 0.00'D: 12.21A ACRES

CONVEYED TO: TINA ANN CAMPBELL
C/O TINA McCLUNG
1500 JONES HOLLOW ROAD
MARGARETVILLE NY 12455

CASH CONSIDERATION: \$4,596.55
TAX DEFICIT: \$3,738.96

MID07TX.010

ASSESSED TO:

SOLLIE DARLING
124601:MIDDLETOWN
287.18-5-7
124601:MARGARETVILLE
2.90A ACRES

CONVEYED TO: JOHN KOWATCH
66 Co Hwy 36
MARGARETVILLE NY 12455

CASH CONSIDERATION: \$1,900.00
VILLAGE \$532.00
COUNTY \$1,368.00

TAX DEFICIT: \$527.16

MID07TX.029

ASSESSED TO:

WILLIAM HRAZANEK
124601:MIDDLETOWN
287.14-3-10.2
124601:MARGARETVILLE
0.27A ACRES

CONVEYED TO: WILLIAM HRAZANEK
PO Box 43
FLEISCHMANN'S NY 12430

CASH CONSIDERATION: \$5,173.88
TAX DEFICIT: 4,266.26

MID07TX.030

ASSESSED TO:

ROBERT J IGLESIAS
124689:MIDDLETOWN
243.-1-53.2
124802:ROXBURY
12.54A ACRES

CONVEYED TO: ROBERT J IGLESIAS
23 GARDNER AVENUE
CARLE PLACE NY 11514
CASH CONSIDERATION: \$9,434.10
TAX DEFICIT: \$7,925.80

MID07TX.037

ASSESSED TO: **MATHILDE KULAK**
TOWN OF: 124689:MIDDLETOWN
TAX MAP NO: 264.-2-43
SCHOOL DISTRICT: 124601:MARGARETVILLE
ACREAGE: 7.30A ACRES
CONVEYED TO: MATHILDE KULAK
2376 Co ROUTE 6
MARGARETVILLE NY 12455
CASH CONSIDERATION: \$4,626.62
TAX DEFICIT: \$3,796.87

MID07TX.057

ASSESSED TO: **JOSEPH SCIORTINO**
TOWN OF: 124689:MIDDLETOWN
TAX MAP NO: 327.-1-39
SCHOOL DISTRICT: 124601:MARGARETVILLE
ACREAGE: 4.90A ACRES
CONVEYED TO: JOSEPH SCIORTINO
C/O BARBARA PORCELLA
4 ROLAN COURT
ISLIP TERRACE NY 11752
CASH CONSIDERATION: \$2,974.06
TAX DEFICIT: \$2,382.57

MID07TX.061

ASSESSED TO: **MICHAEL SPATARO**
TOWN OF: 124689:MIDDLETOWN
TAX MAP NO: 305.-1-62
SCHOOL DISTRICT: 124601:MARGARETVILLE
ACREAGE: 4.91A ACRES

CONVEYED TO:	CHRISTOPHER PLANTE 663 SALLY'S ALY DENVER NY 12421
CASH CONSIDERATION:	\$15,000.00
TAX DEFICIT:	\$862.02

ROX07TX.025

<u>ASSESSED TO:</u>	<u>JEFFREY HAYDEN AND COREY MOGENSON</u>
TOWN OF:	124800:ROXBURY
TAX MAP NO:	92.-1-20.217
SCHOOL DISTRICT:	124802:ROXBURY
ACREAGE:	1.74A ACRES
CONVEYED TO:	GARY ROTHENBUCHER 38322 St HWY 23 GRAND GORGE NY 12434
CASH CONSIDERATION:	\$2,600.00
TAX DEFICIT:	\$1,385.05

ROX07TX.032

<u>ASSESSED TO:</u>	<u>EUGENE J MCKESSY AND SONIA S MCKESSY</u>
TOWN OF:	124800:ROXBURY
TAX MAP NO:	136.-1-8
SCHOOL DISTRICT:	433401:GILBOA-CONESVILLE
ACREAGE:	1.30A ACRES
CONVEYED TO:	SEBASTIAN NATIVO 920 CAL GRANT RD PRATTSVILLE NY 12468
CASH CONSIDERATION:	\$39,000.00
TAX DEFICIT:	\$6,735.48

SID07TX.006

<u>ASSESSED TO:</u>	<u>DEBBIE L BONACCI</u>
TOWN OF:	125089:SIDNEY
TAX MAP NO:	141.2-2-30
SCHOOL DISTRICT:	125001:SIDNEY
ACREAGE:	75.00'F x 240.00'D: 0.46A ACRES

CONVEYED TO:	JOHN KOWATCH 66 Co HWY 36 MARGARETVILLE NY 12455
CASH CONSIDERATION:	\$2,800.00
TAX DEFICIT:	\$7,483.57

SID07TX.007

<u>ASSESSED TO:</u>	<u>DONNA BONACCI</u>
TOWN OF:	125001:SIDNEY
TAX MAP NO:	115.16-9-21
SCHOOL DISTRICT:	125001:SIDNEY
ACREAGE:	94.25'F x 100.00'D: 0.25A ACRES
CONVEYED TO:	CHARLES W DOANE* 16 PINEVIEW TERRACE SIDNEY NY 13838
CASH CONSIDERATION:	\$3,371.36
TAX DEFICIT:	\$2,663.67

*as per deed filed June 30, 2009 at Liber1259/P122

SID07TX.011

<u>ASSESSED TO:</u>	<u>ANTHONY BROWN</u>
TOWN OF:	125001:SIDNEY
TAX MAP NO:	115.12-5-19
SCHOOL DISTRICT:	125001:SIDNEY
ACREAGE:	50.00'F x 66.00'D: 0.08A ACRES
CONVEYED TO:	MARK G BIRMINGHAM 18 RAMAPO AVE STATEN ISLAND NY 10309
CASH CONSIDERATION:	\$3,000.00 VILLAGE \$1,020.00 COUNTY \$1,980.00
TAX DEFICIT:	\$3,336.67

SID07TX.031

<u>ASSESSED TO:</u>	<u>SHARON A OSTERWALD</u>
TOWN OF:	125001:SIDNEY
TAX MAP NO:	115.11-5-15

SCHOOL DISTRICT: 125001:SIDNEY
 ACREAGE: 50.00'F x 107.00'D: 0.12A ACRES
 CONVEYED TO: JEREMY L FERGUSON AND JEREMY A KEY
 PO BOX 43
 HOBART NY 13788
 CASH CONSIDERATION: \$3,000.00
 VILLAGE 1,380.00
 COUNTY \$1,620.00
 TAX DEFICIT: \$4,931.66

SID07TX.034

ASSESSED TO: **SORIN PETRUTONI AND MARIA PETRUTONI**
 TOWN OF: 125001:SIDNEY
 TAX MAP NO: 115.16-4-1
 SCHOOL DISTRICT: 125001:SIDNEY
 ACREAGE: 62.00'F x 278.00'D: 0.25A ACRES
 CONVEYED TO: NIVLAS REAL ESTATE
 PO BOX 277
 FLEISCHMANN'S NY 12430
 CASH CONSIDERATION: \$19,000.00
 VILLAGE \$3,610.00
 COUNTY \$15,390.00
 TAX DEFICIT: \$7,830.06

STA07TX.010

ASSESSED TO: **HERMIONE DESANGES**
 TOWN OF: 125289:STAMFORD
 TAX MAP NO: 54.-2-3
 SCHOOL DISTRICT: 125201:STAMFORD
 ACREAGE: 2.99A ACRES
 CONVEYED TO: DAVID A SNYDER AND CHRISTINE SNYDER
 60185 STATE HIGHWAY 10
 HOBART NY 13788
 CASH CONSIDERATION: \$7,500.00
 TAX DEFICIT: \$1,849.74

STA07TX.018

ASSESSED TO: **PETER J LOPICCOLO AND KIM DOYLE**

TOWN OF: 125289:STAMFORD
TAX MAP NO: 89.-1-5.2
SCHOOL DISTRICT: 125202:SOUTH KORTRIGHT
ACREAGE: 147.00'F x 100.00'D: 0.34A ACRES
CONVEYED TO: PETER J LOPICCOLO AND KIM DOYLE
C/O BETTYE M STEPHENS
PO BOX 710
HUNTINGTON NY 11743
CASH CONSIDERATION: \$5,250.80
TAX DEFICIT: \$4,251.73

STA07TX.019

ASSESSED TO:

JOHN R MAAS

TOWN OF: 125203:STAMFORD
TAX MAP NO: 54.9-10-5.2
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 1.00A ACRES
CONVEYED TO: MARY ANN KRASINSKI
71 MAIN STREET
STAMFORD NY 12167
CASH CONSIDERATION: \$29,000.00
VILLAGE \$14,500.00
COUNTY \$14,500.00
TAX DEFICIT: \$2,722.59

STA07TX.027

ASSESSED TO:

MID-OHIO SECURITIES CORP
AS CUSTODIAN FOR THE IRA ACCOUNT DOUGLAS F
ORTELERE

TOWN OF: 125289:STAMFORD
TAX MAP NO: 88.-1-10.8
SCHOOL DISTRICT: 125202:SOUTH KORTRIGHT
ACREAGE: 9.36A ACRES
CONVEYED TO: MID-OHIO SECURITIES CORP AS CUSTODIAN FOR THE IRA
ACCOUNT DOUGLAS F ORTELERE
107 CENTRAL AVENUE
HILLSDALE NJ 07642
CASH CONSIDERATION: \$2,519.04

TAX DEFICIT: \$1,969.73

STA07TX.028

ASSESSED TO: **LEWIS G RIDLON AND ELIZABETH E RIDLON**

TOWN OF: 125289:STAMFORD

TAX MAP NO: 108.-2-34

SCHOOL DISTRICT: 125202:SOUTH KORTRIGHT

ACREAGE: 2.58A ACRES

CONVEYED TO: L LEWIS G RIDLON AND ELIZABETH E RIDLON
2102 SYLVAN ST
MCKEESPORT PA 15132-1119

CASH CONSIDERATION: \$2,117.89

TAX DEFICIT: \$1,564.98

STA07TX.029

ASSESSED TO: **BERNADETTE M RUSSO**

TOWN OF: 125289:STAMFORD

TAX MAP NO: 108.-3-35

SCHOOL DISTRICT: 125202:SOUTH KORTRIGHT

ACREAGE: 5.02A ACRES

CONVEYED TO: FREDERICK AND WANDA SCHUKAL
27 MILDRED PLACE
NO BABYLON NY 11703

CASH CONSIDERATION: \$11,100.00

TAX DEFICIT: \$1,094.29

TOM07TX.001

ASSESSED TO: **DON CALLENDER**

TOWN OF: 125400:TOMPKINS

TAX MAP NO: 386.-1-30

SCHOOL DISTRICT: 123606:HANCOCK

ACREAGE: 0.50A ACRES

CONVEYED TO: DON CALLENDER
2949 WEST 23RD STREET APT 7A
BROOKLYN NY 11224

CASH CONSIDERATION: \$436.31

TAX DEFICIT: \$208.83

ASSESSED TO: **AUGUSTUS J MITCHELL AND MARGARET L MITCHELL**
 TOWN OF: 125689:WALTON
 TAX MAP NO: 316.-1-32.3
 SCHOOL DISTRICT: 125601:WALTON
 ACREAGE: 350.00'F x 136.00'D: 0.53A ACRES
 CONVEYED TO: AUGUSTUS J MITCHELL AND MARGARET L MITCHELL
 430 W MAIN ST
 BOONTON NJ 07005
 CASH CONSIDERATION: \$315.17
 TAX DEFICIT: \$108.71

ASSESSED TO: **MAGDY OKELLY**
 TOWN OF: 125601:WALTON
 TAX MAP NO: 273.8-1-19
 SCHOOL DISTRICT: 125601:WALTON
 ACREAGE: 110.00'F x 150.00'D: 0.25A ACRES
 CONVEYED TO: JOHN KOWATCH
 66 Co HWY 36
 MARGARETVILLE NY 12455
 CASH CONSIDERATION: \$2,600.00
 VILLAGE \$2,522.00
 COUNTY \$78.00
 TAX DEFICIT: \$168.84

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

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

RESOLUTION NO. 124

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$626,327.62 were hereby presented to the Budget Oversight Committee for approval for payment on July 17, 2009 prior to presentation to the Board of Supervisors;

THEREFORE, the County Treasurer was directed to pay said expenditures as listed below and this Board now approves of said payment as follows:

General Fund	\$272,959.32
OET	\$46,163.28
Highway Audits, as Follows:	
Road	\$98,611.79
Machinery	\$169,543.26
Capital Road & Bridge	\$4,234.50
Capital Solid Waste	\$34,815.47

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$2,275,819.05 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	\$1,065,215.23
OET	\$130,945.91
Countryside	\$420.00
Highway Audits, as Follows:	
Landfill	\$120,322.38
Road	\$211,476.43
Machinery	\$157,384.04
Capital Road & Bridge	\$585,734.56
Capital Solid Waste	\$4,320.50

The resolution was seconded by Mr. Triolo and adopted by the following vote: Ayes 4806, Noes 0, Absent 0.

Mr. Hynes asked if the Supervisors had any feedback on the new voting machines after having had the opportunity to cast a sample vote on the units set-up in the lobby prior to the Board meeting.

Mr. Marshfield replied that he really put the voting machine through the test. He intentionally made various errors to see the outcome. The voting machine responded as it should have for each error detected. He questioned if there were going to be people around the voting machines to help the voters during an election. Mr. Hynes noted that each polling site has election inspectors available to assist any voter requiring help.

Mr. Marshfield commented that with only one voting machine at the polling site he could see where it could take more time to cast a vote.

Mr. Donnelly stated in his opinion, that the voting machine worked well and was simple to understand and use.

Mr. Hynes advised that the new voting machines will be used for all future elections.

Upon a motion, the meeting was adjourned at 6:40 p.m.