

**REGULAR MEETING**

**DELAWARE COUNTY BOARD OF SUPERVISORS**

**DECEMBER 9, 2009**

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, December 9, 2009 at 1:00 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, Chairman James E. Eisel, Sr. presiding.

The Clerk called the roll and all Supervisors were present except Mr. Rowe.

Mr. Marshfield offered the invocation.

Mr. Layton 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.

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

**RESOLUTION NO. 209**

**TITLE: 2009 BUDGET AMENDMENT  
PUBLIC HEALTH NURSING SERVICE**

**WHEREAS**, the Center for Disease Control and Prevention has awarded a grant to Health Research, Inc. for Public Health Preparedness and Response for H1N1 activities; and

**WHEREAS**, Delaware County will be awarded grant monies in the amount of \$165,872 to support these activities; and

**WHEREAS**, the goal is to conduct education and public awareness and increase availability of H1N1 immunization services; and

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

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

**INCREASE REVENUE:**

10-14012-44440101	Federal Public Health	\$165,872.00
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**INCREASE APPROPRIATION:**

10-14012-51000000	Personal Services	\$107,144.00
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10-14012-52200000	Equipment	4,851.00
10-14012-54327000	General Grant Related Expense	27,091.00
10-14012-58000000	Fringes	26,786.00

The resolution was seconded by Mr. Maddalone.

In answer to Chairman Eisel, Director of Public Health Bonnie Hamilton advised that there will be a H1N1 clinic on December 9<sup>th</sup> at the Fire Hall in the Town of Walton from 4:00 p.m. to 6:00 p.m for anyone from six months to sixty-four years of age regardless of underlying medical conditions. There will also be a H1N1 clinic held at the Roxbury Central School on December 30<sup>th</sup> from 4:00 to 6:00 p.m. Fortunately, reports of illness from H1N1 have declined. Public Health continues to monitor the H1N1 and seasonal flu and people are being encouraged to get vaccinated.

Mrs. Hamilton replied in answer to Mr. Homovich, that the state just opened the H1N1 vaccination to people up to sixty-four years of age. The next opening, expected in January should include people sixty-five years of age and older. There is a push to get the younger people vaccinated first as it is thought that the older people have some immunity due to having been exposed to the swine flu at some point during their lifetime.

Mrs. Hamilton stated in reply to Chairman Eisel, that the public health programs are billed to date however, no reimbursement has been received from the state for 2009. Reimbursement received from grant related health programs in 2009 are from the 2008 state fiscal year billing. There has been no grant reimbursement for 2009.

In answer to Chairman Eisel, Commissioner of Social Services William Moon stated that the department is expecting a sizeable settlement from the state representing the return of the twenty percent hold back of the first year's federally controlled medicare reimbursement rate. They indicated that the settlement process would be complete by the end of the summer but, that has not happened and state representatives are unwilling to discuss the topic.

The resolution was adopted by the following vote: Ayes 4461, Noes 0, Absent 345 (Rowe).

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

**RESOLUTION NO. 210**

**TITLE: 2009 BUDGET AMENDMENT  
TRANSFER OF FUNDS  
DEPARTMENT OF SOCIAL SERVICES**

**WHEREAS**, the following 2009 appropriation accounts are in need of funds

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

**FROM:**

10-16109-54113000	Family Assistance	\$250,000.00
10-16055-54200025	Day Care	\$70,000.00

**TO:**

10-16140-54569000	Safety Net	\$45,000.00
10-16119-54313150	Foster Care	\$250,000.00
10-16119-54313151	Committee on Special Ed	\$25,000.00

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4461, Noes 0, Absent 345 (Rowe).

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

**RESOLUTION NO. 211**

**TITLE: 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 2009-2010, said monies to be utilized to reimburse the county at 100% of its expenditures

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

**REVENUE:**

10-16141-44464100/6141010/971	HEAP	\$12,601.00
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**APPROPRIATIONS:**

10-16141-54342010/6141010/971	HEAP Emergencies	\$12,601.00
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The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4461, Noes 0, Absent 345 (Rowe).

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

**RESOLUTION NO. 212**

**TITLE: YEAR END ACCOUNTING MODIFICATIONS TO THE 2009 BUDGET  
FISCAL AFFAIRS DEPARTMENT**

**WHEREAS**, there are many bookkeeping entries that are needed to close out the books for 2009; and

**WHEREAS**, there will be no increase in the actual spending, just a balancing of accounts between Personal Services, Equipment, Contractual, Employee Benefits and Undistributed Employee Benefits; and

**WHEREAS**, an accounting of all transactions will be represented to the Board of Supervisors upon completion of the annual report

**NOW, THEREFORE BE IT RESOLVED** that the Board of Supervisors authorizes the Fiscal Affairs Department to make the necessary adjustments to the 2009 Budget and to file a written report to the Finance Committee before the books for 2009 are actually closed.

The resolution was seconded by Mr. Triolo.

In answer to Mr. Marshfield, Clerk of the Board Christa Schafer stated that a summary of the year end accounting entries will be provided periodically until the final end of year entries are completed.

The resolution was unanimously adopted.

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

**RESOLUTION NO. 213**

**TITLE: ECONOMIC RECOVERY PROJECTS MUNICIPAL SPONSOR  
DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, County Route 21, from 0.2 miles south of Leland Hull Road south 1.6 miles, Town of Franklin, Delaware County, PIN 9753.66, Economic Recovery Project (hereinafter called the Project), in the County of Delaware, (hereinafter “the Municipality/Sponsor”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 100% Federal funds and 0% non-federal funds.

**NOW, THEREFORE**, the Delaware County Board of Supervisors, duly convened, does hereby

**RESOLVE**, that the Delaware County Board of Supervisors hereby approves the above subject project; and

**IT IS FURTHER RESOLVED**, that the Delaware County Board of Supervisors agrees to advance the Project through the County of Delaware’s resources and agrees that the Delaware County Board of Supervisors hereby authorizes the County of Delaware to pay in the first instance the full federal costs and full non-federal costs of any and all phases or portion thereof and hereby appropriates \$571,000.00 from account 34-15112-54000000 the funds necessary to complete the Project(s) including all phase(s) or portions thereof; and

**IT IS FURTHER RESOLVED**, that the Delaware County Board of Supervisors makes 100% commitment of the Federal costs of Construction and Construction Supervision and Inspection phase of work for the Projects or portion thereof, with the federal share of such costs to be applied by the New York State Department of Transportation (hereinafter NYSDOT)

pursuant to the State/Local Agreement; and

**IT IS FURTHER RESOLVED**, that upon completion of construction of the Project, or a fully usable portion thereof, the County of Delaware agrees to maintain the Project, or fully usable portion thereof, at their sole cost and expense; and

**IT IS FURTHER RESOLVED**, that in the event the full federal and non-federal share of the Project exceeds the amount appropriated above, the Delaware County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately; and

**IT IS FURTHER RESOLVED**, that the Chairman of the Delaware County Board of Supervisors be and is hereby authorized to execute all necessary Agreements or certifications on behalf of the County of Delaware with the New York State Department of Transportation in connection with the advancement or approval of the Project identified in the State/Local Agreement; and providing for the administration of the Project and the County's first instance funding of the non-federal share of the Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all project costs within appropriations therefore that are not so eligible; and

**IT IS FURTHER RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the project; and

**IT IS FURTHER RESOLVED**, this resolution shall take effect immediately.

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

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

**RESOLUTION NO. 214**

**TITLE: LEVY OF TAXES FOR SPECIAL DISTRICTS,  
HIGHWAYS AND GENERAL OUTSIDE OF VILLAGE**

**WHEREAS** there has been presented to the Board of Supervisors a duly certified copy of the annual budget of each of the several towns of Delaware County for the fiscal year beginning January 1, 2010;

**RESOLVED** that there shall be and hereby is assessed and levied upon and collected from the taxable property situated wholly or partially therein the amounts indicated below for the Highway Outside Village and General Outside Village purposes as specified in the budgets of the respective towns:

TOWN	HIGHWAY OUTSIDE VILLAGE	GENERAL OUTSIDE VILLAGE
Delhi	\$384,873.00	\$77,232.00
Deposit	\$171,269.00	\$28,572.00
Franklin	\$249,060.00	\$30,485.00
Hancock	\$720,000.00	\$28,000.00
Harpersfield	\$362,556.00	\$30,610.00
Middletown	\$774,428.00	\$64,532.00
Sidney	\$214,000.00	\$11,350.00
Stamford	\$213,728.00	\$31,450.00
Walton	\$544,730.00	\$35,390.00

**FURTHER RESOLVED** that there shall be and hereby is assessed and levied upon and collected from the real property liable therefore within the respective budgets:

ANDES

Andes Joint Fire District	\$191,470.00
Arena Fire District	\$12,486.44

BOVINA

Bovina Center Light District	\$1,650.00
Bovina Rural Fire District	\$103,750.00
Bovina Water District	\$31,939.00

COLCHESTER

Downsville Light District	\$10,000.00
Downsville Fire District	\$214,613.68
Beaverkill Valley Fire District	\$522.04
Colchester Fire Protection District	\$9,000.00

DAVENPORT

East Meredith Fire District	\$103,553.39
Davenport Fire District	\$46,342.90
Davenport Light District	\$1,000.00
Davenport Center Light District	\$1,450.00
West Davenport Light District	\$800.00

DELHI

Delhi Rural Fire District	\$208,542.60
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DEPOSIT

Deposit Fire and Ambulance	\$83,293.00
FRANKLIN	
Treadwell Light District	\$3,782.00
Treadwell Water District	\$6,850.00
Franklin-Treadwell Fire District	\$186,156.58
HAMDEN	
Hamden Light District	\$3,100.00
DeLancey Light District	\$2,200.00
Delhi Fire District	\$629.16
Walton Fire and Protection	\$19,263.00
Downsville Fire Protection	\$3,500.00
Delhi Rural Fire Protection	\$54,695.00
Downsville Fire District	\$4,102.32
Hamden Sewer District	\$8,000.00
HANCOCK	
Cadosia Light District	\$2,900.00
East Branch Light District	\$4,300.00
East Branch Fire District	\$94,150.00
Fish's Eddy Light District	\$3,200.00
Hancock Rural Fire District	\$103,086.73
Long Eddy Fire District	\$24,838.72
HARPERSFIELD	
Stamford Fire District	\$35,094.89
Hobart Fire District	\$5,640.66
Davenport Fire District	\$11,483.17
North Harpersfield Fire Protection	\$44,000.00
North Harpersfield Light District	\$2,000.00
KORTRIGHT	
Kortright Fire District	\$81,755.30
Bloomville Light District	\$4,908.00
Bloomville Sewer District	\$14,220.00
Stamford Fire District	\$6,460.65
Hobart Rural Fire District	\$10,583.09
East Meredith Fire District	\$3,310.16
Davenport Fire District	\$7,784.43
MASONVILLE	
Masonville Fire District	\$80,250.00
Masonville Light District	\$2,500.00
MEREDITH	

East Meredith Light District	\$0.00
Delhi Fire District	\$34,636.54
Meredith Square Light District	\$0.00
Franklin-Treadwell Fire District	\$21,766.90
Meridale Rural Fire District	\$51,000.00
East Meredith Fire District	\$16,937.45
Meridale Light District	\$0.00
<b>MIDDLETOWN</b>	
Halcottsville Light District	\$1,340.00
Arena Fire District	\$12,689.89
Arkville Light District	\$8,150.00
Arkville Water District	\$27,515.00
New Kingston Light District	\$770.00
Arkville Fire District	\$30,900.00
Fire District No. 1	\$51,278.00
Middletown-Hardenburgh Fire District	\$234,950.45
<b>ROXBURY</b>	
Roxbury Fire District	\$158,750.00
Roxbury Light District	\$15,170.00
Roxbury Water District	\$30,751.00
Grand Gorge Fire District	\$150,875.00
Grand Gorge Light District	\$13,365.00
Grand Gorge Water District	\$61,030.00
Middletown/Hardenburgh Fire District	\$5,698.49
Roxbury Run Light District	\$3,190.00
Roxbury Sewer District (unit charge)	\$39,028.57
Denver Sewer District (debt charge)	\$15,063.00
Denver Sewer District (unit charge)	\$74,649.00
Denver Water District	\$22,610.00
<b>SIDNEY</b>	
Consolidated Health District	\$2,800.00
Sidney Center Light District	\$6,250.00
Sidney Center Fire District	\$68,263.00
Sidney Fire Protection District	\$50,450.00
<b>STAMFORD</b>	
Stamford Fire District	\$6,824.77
South Kortright Fire District	\$4,000.00
Hobart Fire District	\$28,776.26
Kortright Fire District	\$7,825.70
South Kortright Light District	\$1,000.00
<b>TOMPKINS</b>	



Tompkins Fire District	\$111,448.00
Hancock Rural Fire District	\$14,212.37

WALTON

Walton Fire District	\$368,356.00
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**FURTHER RESOLVED** that the amounts to be raised by tax for all other purposes, as specified in the annual budgets as presented to the Board and which are on file in the office of the Clerk of the Board, are hereby assessed and levied upon and collected from all of the taxable property in the towns as enumerated below, except as otherwise provided by law; namely:

<u>TOWN</u>	<u>TOWN GENERAL</u>	<u>HIGHWAY TOWNWIDE</u>
Andes	\$520,531.00	\$599,000.00
Bovina	\$200,901.00	\$358,978.00
Colchester	\$734,030.00	\$1,308,000.00
Davenport	\$195,902.05	\$604,400.00
Delhi	\$379,125.00	\$390,539.00
Deposit	\$153,858.00	\$405,371.00
Franklin	\$122,615.00	\$578,855.00
Hamden	\$117,391.00	\$455,140.00
Hancock	\$395,000.00	\$626,000.00
Harpersfield	\$251,477.50	\$99,058.00
Kortright	\$206,552.00	\$562,504.00
Masonville	\$143,490.00	\$293,100.00
Meredith	\$140,380.00	\$616,485.75
Middletown	\$710,668.00	\$798,748.00
Roxbury	\$885,798.00	\$1,539,196.00
Sidney	\$525,134.75	\$397,750.00
Stamford	\$204,380.00	\$215,289.00
Tompkins	\$201,850.00	\$541,000.00
Walton	\$198,139.00	\$536,405.00

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

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

**RESOLUTION NO. 215**

**TITLE: AUTHORIZING THE CLERK OF THE BOARD OF SUPERVISORS TO CAUSE TO BE PRINTED A SUMMARY OF ABSTRACT OF THE TOWN BUDGETS**

**WHEREAS**, Section 115 of the Town Law requires that the budgets of the respective towns for each year be printed in the Proceedings for the Board of Supervisors; and

**WHEREAS**, said section authorizes the Clerk of the Board of Supervisors to cause to be printed a summary or abstract of each budget

**NOW, THEREFORE, BE IT RESOLVED** that the Clerk of the Board be and hereby is authorized and directed to cause to be printed in the Proceedings of the Board a summary or abstract of the budgets fo the respective towns in this County in such form as the State Comptroller shall prescribe.

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

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

**RESOLUTION NO. 216**

**TITLE: LEVY OF COUNTY TAX, EXTENSION OF ROLL,  
WARRANTS FOR SAME**

**RESOLVED**, that the sum of \$24,286,980.00 be levied against the taxable property of the County of Delaware and the same be credited by the County Treasurer to the objects specified in the Appropriation Resolution; and

**BE IT FURTHER RESOLVED** that the Clerk of the Board of Supervisors be and hereby is directed to extend the tax according to this resolution on the tax rolls of the several towns and that, when the same have been extended, the various rolls of the several towns shall become the tax rolls thereof.

**BE IT FURTHER RESOLVED** that the several tax rolls, when completed in accordance with the direction of the Board and the several warrants are signed for the collection of taxes by the Chairman and the Clerk of the Board to bear the date of December 29<sup>th</sup>, the taxes be returnable the first day of April, 2010 and that the County Treasurer of the County of Delaware be and hereby is authorized to extend the time of collection in any town not beyond the first day of June 2010, upon the collector's complying with the statute thereto.

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

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

**RESOLUTION NO. 217**

**TITLE: SUPPORT FOR THE NEW YORK STATE DEPARTMENT  
OF ENVIRONMENTAL CONSERVATION DRAFT SUPPLEMENTAL GENERIC  
ENVIRONMENTAL IMPACT STATEMENT PROCESS  
ECONOMIC DEVELOPMENT**

**WHEREAS**, the economic well being of Delaware County is a high priority for the residents of Delaware County; and

**WHEREAS**, Delaware County is now and in the near future will be facing very challenging economic times in which county services and businesses could face substantial contraction; and

**WHEREAS**, natural gas drilling presents an economic opportunity with immense potential for retaining existing businesses, development of new businesses with the associated employment opportunities while contributing significantly to national goals of a cleaner environment and energy independence; and

**WHEREAS**, Delaware County requested that New York State Department of Environmental Conservation (NYSDEC) not adopt any special regulations or policies which

limit or discriminate against regulated natural gas mining in Delaware County in a manner different from the restrictions that apply state-wide; and

**WHEREAS**, Delaware County supports drilling for natural gas in the Marcellus Shale on the condition that the Supplemental Generic Environmental Impact Statement thoroughly addresses environmental concerns with sound science along with the regulatory safeguards to minimize the risk of pollution, local concerns regarding the protection of infrastructure and water supplies; and

**WHEREAS**, the Chairman has directed the appropriate county departments to review the Draft Supplemental Generic Environmental Impact Statement to assure the aforementioned concerns are addressed.

**NOW, THEREFORE BE IT RESOLVED**, the Delaware County Board of Supervisors supports the Draft Supplemental Generic Environmental Impact Statement based on the above conditions and requests that NYSDEC move forward with the completion of a Final Supplemental Generic Environmental Impact Statement; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be sent to Governor David Paterson, Senator Kirsten Gillibrand, Senator Charles Schumer, Congressman Scott Murphy, Senator John Bonacic, Assemblymen Clifford Crouch, Assemblyman Peter Lopez, New York State Department of Environmental Conservation Commissioner Peter Grannis, and Bureau of Oil and Gas Regulation, Division of Mineral Resources Director Bradley Field.

The resolution was seconded by Mr. Triolo.

Mr. Valente explained that his fundamental concerns of natural gas drilling, such as, the contents, storage and disposal of the fracking fluids have been addressed by the NYSDEC. The process will be monitored very carefully by the NYSDEC and although many concerns remain, he feels the environmental conservation draft supplement generic environmental impact statement addresses the major concerns. It is a sign of our modern society, someone will have to live next door to a power plant, coal mine or an oil well, we are all part of this society that will benefit from modern technology.

Chairman Eisel agreed and added that everyone is in someone's watershed but, we will all benefit from this. NYSDEC has done their due diligence and he believes the process will be safe when they are done.

Mr. Valente commented that as he was traveling through Canada he observed many windmills. He began to question the social justice in pushing off the burden of technology to other places. He felt it was unfair to have someone else pay for the cost of our comforts.

Mrs. Capouya stated that she does not feel the supplemental generic environmental impact statement thoroughly addresses the environmental concerns. She felt there is insufficient staffing at the NYSDEC to monitor the process effectively and expressed concern that funding for new positions in the department could be pulled at any time. As for the dangers, she

encouraged the Board to look at the State of Pennsylvania. She felt the resources being put into gas drilling could be used to develop alternative energy sources.

Mr. Valente commented there will be people opposed to the introduction of any new energy source. Someone will find some kind of impact that will obviously be there.

Mrs. Capouya agreed that there may always be an impact, but pointed out that a society without water can be in severe trouble. She felt there was insufficient research and information available.

Mr. Homovich stated he learned from representatives of the NYSDEC that there are over 14,000 gas wells in New York State (NYS) right now and the state still imports for its own use 95 percent of the gas that is used. Delaware County has basically survived by using its own natural resources. In his opinion, gas drilling is no different from selling logs, quarrying or farming, there are risks to all things. Natural gas drilling has the most potential, not only for the county, but for the state and federal government. There are not many alternatives for this county and there is no outside source of money to bail us out. We need to consider the economic vitality of this county or we will be in trouble in the coming years.

Mr. Donnelly noted there has been a very small percentage of wells in NYS that have had any problems under the regulations of the NYSDEC.

Mrs. Capouya stated there are not many wells in NYS that contain fracking fluids. There have been many reports of accidents and of the potential dangers of this type of drilling in newspaper articles from across the country. She does not want to see the water the cows are drinking poisoned or any of the other potential dangers happen here in NYS as it has in other states. In her opinion, a county that has a great amount of revenues from gas leases but, the people could not live there is in serious trouble.

Mr. Marshfield explained that he also shares some of the same concerns but, feels the wording in this resolution sends the message that this Board will support gas drilling only after the NYSDEC has thoroughly addressed environmental concerns and has regulatory safeguards in place to minimize potential risks. He too has read horror stories throughout the western United States and hopes the NYSDEC reads those same articles and learns from them. He supports this resolution and believes there is a lot to be gained.

Mr. Utter remarked that at a recent town board meeting residents requested that the Town of Middletown pass a ban on all gas drilling. He learned from the Association of Towns and Counties that a town cannot ban drilling, only the NYSDEC has that authority. He also has reservations, noting his concern is for the roads and the transportation of the hazardous materials. It must be impressed upon the NYSDEC that a set of rules and regulations need to be developed that will minimize any potential dangers. He noted that even with his reservations he feels he must support this resolution.

The resolution was adopted by the following vote: Ayes 4302, Noes 159 (Capouya), Absent 345 (Rowe).

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

**RESOLUTION NO. 218**

**TITLE: EXCEPTION TO RESOLUTION NO. 269-1990  
DEPARTMENT OF SOCIAL SERVICES, OFFICE FOR THE AGING  
AND VETERANS' SERVICE AGENCY**

**WHEREAS**, Resolution No. 269 of 1990 prohibited county employees from holding more than one county position simultaneously except if such dual employment is specifically authorized by resolution of the Board of Supervisors; and

**WHEREAS**, the Department of Social Services, Office for the Aging and the Veterans' Service Agency are experiencing difficulties in recruiting bus drivers to serve as drivers on a regularly needed basis to serve the elderly and medically needy; and

**WHEREAS**, from time to time employees in other county departments may be willing to work on a per hour, as needed basis.

**NOW, THEREFORE, BE IT RESOLVED** that Resolution No. 269 of 1990 is hereby temporarily waived until December 31, 2010 for county employees who are willing to work on a per hour, as needed basis for the Department of Social Services, Office of the Aging and the Veterans' Service Agency.

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

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

**RESOLUTION NO. 219**

**TITLE: POSITIONS ALLOCATION/REALLOCATION  
PERSONNEL DEPARTMENT**

**BE IT RESOLVED** that the following allocation/reallocation of positions is hereby approved effective January 1, 2010:

Change the Titles of the following existing CSEA titles with no change in labor grade or salary:

<u>Old Title</u>	<u>New Title</u>	<u>Labor Grade</u>
Grants Manager Trainee	Grants Manager I	15
Grants Manager	Grants Manager II	22

The resolution was seconded by Ms. Molé and unanimously adopted.

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

**RESOLUTION NO. 220**

**TITLE: 2010 BOARD OF SUPERVISORS MEETING SCHEDULE**

**WHEREAS**, in accordance to Rule 2 of the Rules of the Delaware County Board of Supervisors, Board Meeting dates are annually designated in December each year for the following year;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors meetings will be held on the dates and times as stated below.

January 6, 2010	- 1:00 p.m.	January 20, 2010 - 1:00 p.m.
February 24, 2010	- 1:00 p.m.	
March 10, 2010	- 1:00 p.m.	March 24, 2010 - 1:00 p.m.
April 14, 2010	- 1:00 p.m.	April 28, 2010 - 1:00 p.m.
May 12, 2010	- 5:30 p.m.	May 26, 2010 - 1:00 p.m.
June 23, 2010	- 5:30 p.m.	
July 28, 2010	- 5:30 p.m.	
August 25, 2010	- 5:30 p.m.	
September 8, 2010	- 5:30 p.m.	September 22, 2010 - 1:00 p.m.
October 13, 2010	- 1:00 p.m.	October 27, 2010 - 1:00 p.m.
November 10, 2010	- 1:00 p.m.	November 23, 2010 - 1:00 p.m.
December 8, 2010	- 1:00 p.m.	

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

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

**RESOLUTION NO. 221**

**TITLE: CALLING ORGANIZATIONAL MEETING**

**RESOLVED** that pursuant to Section 151 [1] of the County Law and Rule 1 of the Delaware County Board of Supervisors, the organizational meeting of the Board of Supervisors shall be held on January 6, 2010 at 1:00 p.m. in the Supervisors' Room of the County Office

Building, Delhi, New York.

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

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

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

**RESOLUTION NO. 222**

**TITLE: LEVYING OF RETURNED SCHOOL TAXES**

**WHEREAS** the Board of Trustees of the Board of Education of the several school districts of Delaware County have transmitted to the County Treasurer the several amounts of unpaid school taxes, duly verified and certified as provided by the Real Property Tax Law, §1330;

**RESOLVED** that, pursuant to §1330 of the Real Property Tax Law, there shall be and hereby is assessed and levied upon and collected from the lands of the several towns as listed herewith, upon which the same were imposed, the amounts of said returned school taxes as certified, with seven percentum thereon in addition as follows:

<u>Town</u>	<u>Tax</u>	<u>7% Penalty</u>	<u>Total Tax Relieved</u>
Andes	\$219,326.54	\$15,352.87	\$234,679.41
Bovina	110,803.58	7,756.24	118,559.82
Colchester	225,493.95	15,784.79	241,278.74
Davenport	258,502.90	18,095.12	276,598.02
Delhi	215,843.51	15,109.06	230,952.57
Deposit	178,170.14	12,471.98	190,642.12
Franklin	295,470.72	20,682.92	316,153.64
Hamden	204,676.12	14,327.30	219,003.42
Hancock	572,333.83	40,063.26	612,397.09
Harpersfield	220,786.46	15,455.07	236,241.53
Kortright	277,147.95	19,400.30	296,548.25
Masonville	172,150.97	12,050.60	184,201.57
Meredith	191,112.19	13,377.84	204,490.03
Middletown	533,706.98	37,359.42	571,066.40
Roxbury	430,060.57	30,104.14	460,164.71
Sidney	448,865.23	31,420.54	480,285.77
Stamford	212,381.23	14,866.78	227,248.01
Tompkins	122,160.70	8,551.23	130,711.93
Walton	<u>343,996.41</u>	<u>24,079.73</u>	<u>368,076.14</u>
Totals	\$5,232,989.98	\$366,309.19	\$5,599,299.17

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



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

**RESOLUTION NO. 223**

**TITLE: PAYMENT OF AUDIT**

**WHEREAS**, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$1,187,206.16 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	\$806,437.64
OET	\$88,465.02
Highway Audits, as Follows:	
Road	\$1,329.65
Machinery	\$48,978.63
Capital Road & Bridge	\$161,031.71
Capital Solid Waste	\$0.00
Solid Waste/Landfill	\$80,963.51

The resolution was seconded by Mr. Maddalone and adopted by the following vote: Ayes 4461, Noes 0, Absent 345 (Rowe).

As a reminder, Chairman of the Budget Oversight Committee Robert Homovich advised that the committee will meet on December 23<sup>rd</sup> at 11:00 a.m. to review the Abstracts of Claims for payment.

Chairman Eisel continued the meeting to include the events of the afternoon for posterity.

Chairman Eisel recognized Town of Sidney Supervisor Mr. Maddalone who will be retiring at the end of this year after having served twelve years on the Delaware County Board.

Mr. Maddalone is easy to talk with, has a kind and considerate personality and is always willing to be of help. He has sat on eight oversight committees, Economic Development, Health, Human Resources, Information Technology, Planning, Recreation, Culture & Community, Public Safety, Public Works and Shared Services. He has been the Chairman of Public Safety since 1998 and worked through several difficult issues. One of the most contentious issues was the building of the new Correctional Facility and Public Safety Complex.

Mr. Maddalone will be remembered as a dedicated, straight forward and honest man. A truly dedicated public servant who will be missed.

Mr. Donnelly commented that he will miss working with Mr. Maddalone and thanked him for his efforts to benefit both the Town of Sidney and the county. He stated that Mr. Maddalone is a hard worker and a good man that he is proud to call a friend.

Mr. Utter, on behalf of those in fire service, thanked Mr. Maddalone for all the sleepless nights and hours of leadership he put into the fire department and emergency service. He thanked Mr. Maddalone for all he has done to help make Delaware County a better place to live. The county is better off for Mr. Maddalone's leadership and the Board for having gotten to know him.

Ms. Molé thanked Mr. Maddalone for the opportunity to be his friend as well as to work with him as a fellow Supervisor. She shared that she was honored to stand up at his wedding and wished him much happiness in his marriage and retirement.

Mr. DuMond said that he has known Mr. Maddalone since high school. He noted that Mr. Maddalone was the Fire Chief when he joined the Sidney Fire Department and he was always compassionate and never carried himself as better than anyone else. He is always willing to help and has the ability to lighten up a difficult situation very quickly. He wished him the best of luck and happiness in his retirement.

Mr. Marshfield shared that Mr. Maddalone had a big pair of shoes to fill twelve years ago and he did a good job. He thanked Mr. Maddalone for bringing him down to reality on issues of spending by helping him realize that there is more to an issue than dollars and cents.

Director of Public Health Bonnie Hamilton said that she has enjoyed working with Mr. Maddalone on the Health Committee and the Public Health Advisory Board. He was always willing to learn new things and listen to the issues.

Sheriff Mills, speaking on behalf of himself and the those from the Public Safety and Correctional Facility Complex, thanked Mr. Maddalone and the Town of Sidney's emergency management personnel for the hours they gave during the 2006 flood. Mr. Maddalone was committed to public safety and it was always a pleasure to work with him.

Mr. Briggs applauded the contributions made by Mr. Maddalone as a member of the Health Committee. He was pleased Mr. Maddalone agreed to continue on as a member of the Health Advisory Board and looks forward to working with him in the future.

Commissioner Moon noted that Mr. Maddalone was an appreciated member of the Youth Bureau Board. He is a people person, who is truly interested in connecting with the interest of the youth. His efforts contributed greatly to the beginnings of the Sidney's Boys and Girls Club which Commissioner Moon felt is a model program he would love to see other towns take advantage of.

Chairman Eisel wished Mr. Maddalone all the best in his retirement and on behalf of the Board presented him with a plaque containing the Board of Supervisors seal and read " Town Supervisor Sidney 1997-2009 in grateful recognition of your years of dedicated service,

outstanding sense of community and your contribution to the citizens of Delaware County.”

Mr. Maddalone thanked the Board for the plaque and everyone for their kind words. He joked that he was kind of happy counting down the days until the end of the year but, now that it is so close he is not so happy. He noted that he has always enjoyed working with the Board and liked all the people he worked with throughout the years. He felt a strong sense of responsibility to do the best he could do for the town and the county and had a lot of fun doing it. He promised to come around and visit.

In closing, Chairman Eisel stated that it is the Board’s hope that Mr. Maddalone will enjoy his retirement and have many years of good health, happiness and prosperity.

Chairman Eisel invited everyone in attendance to enjoy refreshments in Mr. Maddalone’s honor. He thanked Mrs. Schafer for organizing the reception and baking the cake, County Treasurer Beverly Shields and Assistant Workers’ Compensation Clerk Judy diLorenzo for their assortment of homemade cookies.

He wished everyone a Merry Christmas and Happy New Year.

Upon a motion, the meeting adjourned at 2:05 p.m.