

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

JUNE 27, 2012

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, June 27, 2012 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.

Chairman Eisel introduced Arthur Merrill as the new Supervisor for the Town of Colchester and stated that he will serve on Economic Development/Watershed Affairs, Legislative and Public Safety the same oversight committees as his predecessor. Mr. Merrill is retired from Downsville Central School where he was employed as an English Teacher.

The Clerk called the roll and all Supervisors were present except Ms. Molé.

Mr. Marshfield offered the invocation.

Mr. Marshfield 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.

On behalf of the residents of Delaware County and the Board, Chairman Eisel thanked County Attorney Richard Spinney for the gift of an 1849 map of the United States and an 1856 map of Delaware County. These two historical framed maps are on display in the Senator Charles D. Cook County Office Building.

Chairman Eisel granted privilege of the floor to Mr. Dolph. Mr. Dolph introduced New York Municipal Insurance Reciprocal (NYMIR) Executive Director Kevin Crawford to provide an update on NYMIR's Capital Contributions Return Program (CCRP).

Mr. Crawford stated that this is the fourth consecutive year he has had the honor of being before this Board to return a portion of the county's initial capital contribution. The CCRP has returned \$8 million to its members over the past four year period.

The success of the CCRP is an example of NYMIR's solid fiscal management through some rough times. In 2011, after Hurricane Irene and Tropical Storm Lee, NYMIR paid out almost \$9 million in flood losses and to its credit finished the year on a positive note. This accomplishment is due to NYMIR's commitment to its mission along with its reinsurers and designated agencies. Mr. Crawford took a moment to recognize the Mang Agency and its representatives Chris Slonaker and Bill VanGorder, noting that the Mang Agency is a designated NYMIR agency working hard to meet the county's insurance needs.

NYMIR has just finished its tenth successive year of a positive combined loss ratio and continues on a very positive path remaining committed to its mission to bring predictability and stability to rates for all local governments.

Mr. Crawford presented Mr. Dolph with a distribution check payable to the county in the amount of \$16,978 representing the final payment of the county's initial capital contribution. He looks forward to returning year after to year to share a portion of NYMIR's proceeds with its members. He thanked the county for its twelve years of participation and loyalty to the program.

Chairman Eisel granted privilege of the floor to Mr. Smith. Mr. Smith proudly introduced his granddaughter, 2012-2013 Delaware County Dairy Princess Miquela Hanselman and invited all in attendance to enjoy refreshments served by the Dairy Princess during recess.

Miss Hanselman noted that this June marks 50 years of celebrating *June as Dairy Month*. She is very proud of the dairy industry and what farmers do for their communities. Miss Hanselman lives and works on a dairy farm and feels she has learned many valuable life lessons that she would not otherwise have experienced.

Dairy farmers have worked hard through the years to better their communities by tending the land and caring for the animals. Delaware County has 150 operating dairy farms. At one time, thriving small dairy farms were the backbone of their communities. Today, new technology has helped larger farms prosper while smaller farms are disappearing. The dairy industry provides employment, supports businesses, veterinarians, breeders, milk haulers, inspectors and processing plants.

Dairy products are delicious and nutritious providing calcium, protein and other essential vitamins and minerals. Milk helps keeps teeth and bones strong and has been proven to help with weight loss. Chocolate milk is considered the official sports drink because it is healthy, satisfying and refreshing after a vigorous workout.

Miss Hanselman thanked the Board of Supervisors for the opportunity to address them and for their support of the dairy industry. She invited all to partake in the refreshments that will be served in the lobby during recess.

Chairman Eisel thanked Miss Hanselman for her presentation.

Chairman Eisel granted privilege of the floor to Mr. Triolo. Mr. Triolo introduced Commissioner of Watershed Affairs Dean Frazier.

Commissioner Frazier stated that the following presentations are part of the continuing information and education series created by the Delaware County Core Group, consisting of the Departments of Economic Development, Emergency Services, Planning, Public Works, Watershed Affairs, Cornell Cooperative Extension and Soil & Water Conservation District in an effort to bring the most up-to-date information on stream management to the public.

The first presentation, given by Soil and Water Conservation District Stream Corridor Management Program Coordinator Graydon Dutcher focused on working with a stream's natural process. The second and third in the series of continuing education were presented by Department of Public Works Commissioner Wayne Reynolds and Delaware County Soil and Water Conservation District Executive Director Rick Weidenbach.

Commissioner Reynolds provided a powerpoint presentation entitled: *Where Infrastructure and Streams Collide from a Department of Public Works (DPW) Perspective*. The

presentation shared history, declared and undeclared events, lessons learned from the events and solutions that have worked for Delaware County. He noted that he has been asked to give this presentation to municipalities around the state because Delaware County is ahead of other counties when it comes to flooding and mitigation issues.

From the perspective of DPW the concerns are with the county's roadway embankments, culverts and small hydraulic structures, bridges and buildings. For years the county addressed flood mitigation using the principals of trapezoidal channels, uniform alignments, lined for scour protection and bermed for flood protection that were taught to engineers by prestigious schools throughout the country. The flood of January 1996 changed how county engineers now look at and respond to issues of flood mitigation.

After the flood of January 1996 the New York City Department of Environmental Protection (NYCDEP) sponsored a presentation by Dave Rosgen. Mr. Rosgen developed a system that considers elements of the streams such as, width, depth, slope, and pattern. This helps identify the natural, stable channel shapes of the streams to restore those shapes and aid in flood mitigation. Streams need to be able to carry sediment as well as water to be sustainable.

The county has experienced 11 FEMA declared events and numerous undeclared events in the past 15 years. These events have cost millions of dollars in damage to infrastructure, road closures, lost lives, businesses, homes and property. The journey to recovery continues in many areas throughout the county from Hurricane Irene on August 28th followed by Tropical Storm Lee on September 8, 2011. The department has learned that if flood mitigation does not consider nature it cannot win a battle with it. The important elements to consider when discussing stream management are its natural alignment, hydraulic capacity, scour, and structure types.

Photographs showing the progression of damage to recovery in case studies from the Town of Colchester and the Town of Hancock were discussed. The June 2007 event hit county Route 7 in the Town of Colchester with a fury. Aerial photos taken by Gary Klindt, Jr and Carl Banker were used along with other technical data to reconstruct County Route 7 in a way that will help mitigate damages in that area from future events.

These case studies have helped the department realize that anywhere a road has been relocated to accommodate a stream there will be problems. The department is now looking at all county roads designed and constructed in the 1950's and 1960's identifying roads where a stream has been relocated to accommodate the road. With this information it can be anticipated where there may be problems when the next event hits.

A 2007 case study in the Town of Colchester taught the department the importance of hydraulic capacity. Photographs showing the impact of the event to Bridge No. 7-2 and 7-9 were discussed. The county follows a hydraulic design protocol of 50 year event with 2 feet of freeboard or a 100 year event whichever is smaller. Using this standard to design and replace bridges damaged after an event has been successful. The replacement bridges have remained stable through recent events and are expected to fare well in future events.

The approach slab of Bridge 7-5 in the Town of Colchester after the June 2007 provided a good lesson on scour. Photographs showing the results of the event were discussed. When county engineers look at damages post events today they are not looking at rushing in to fix things, they are looking at new design standards, sizing hydraulic structures and bringing the

stream back as much as possible to its natural alignment.

County Bridge 2-1 in the Town of Hamden is an example of floodplain drainage. The bridge is located over the West Branch of the Delaware River and was reconstructed to incorporate floodplain drainage with federal funds.

Photographs of County Route 67 in the Town of Hancock showed the value of using rock vanes and the replacement of the sheetpile wall which proved ineffective during the event.

What has been learned through trial and error, continuing education and on the job experience includes the development of effective hydraulic and hydrologic standards, the design and development of the three sided box, the use of proper sized culverts, the creation of floodplain benches, and floodplain drainage. Geomorphology designs such as rock vanes, root wads and natural vegetation are now incorporated into the design of the road crossing and adjacent floodplain. The three sided boxes provide more hydraulic capacity than the circular structures. Square openings are more efficient than round openings having the same vertical opening. The sheet piling abutments also provide more scour protection, allows for better fish passage and withstand the abuse of extreme storms better than the corrugated metal culverts. There is an added benefit that the boxes can be precast during down time in the winter.

Commissioner Reynolds stated that he was born and raised in this county and can say with certainty that he does not remember events of these types or severity when he was young. Whether it be global warming or natural climate change, the county is seeing more storm events than ever before. He is convinced that municipalities have to get homes and businesses out of the foodplains for their safety and for proper floodplain mitigation.

Delaware County Soil and Water Conservation District Executive Director Rick Weidenbach provided a powerpoint presentation entitled: *A New Look at an Old Problem, Conducting a Local Flood Hazard Mitigation Analysis (LFHMA)*.

Mr. Weidenbach complimented Commissioner Reynolds and the work the department has accomplished under his leadership. The department is far ahead of many counties in New York State with regard to flood mitigation issues. The three sided bridge structure developed by DPW has become a model in New York State. He stated that all the county departments in the Core Group have worked hard to put together realistic programs to do something about the flooding issue.

Mr. Weidenbach stated that he is very excited about what is happening as a result of the flood hazard mitigation negotiations with the New York City Department of Environmental Protection (NYCDEP), the Environmental Protection Agency (EPA) and the New York State Department of Health (NYSDOH) as it is now recognized that flooding impacts water quality and is a water quality issue. As a result of Hurricane Irene and Tropical Storm Lee the Pepacton Reservoir was unusable as drinking water for 3.5 months. Considering flooding a water quality issue is a significant change in thinking and allows communities to start treating the disease not just the symptoms. The Stream Corridor Management Program (SCMP), funded largely by New York City (NYC), can now begin looking into programs that can effectively reduce flooding.

The Delaware County Soil and Water Conservation District (DCSWCD) through the SCMP of the DCSWC funded three Local Flood Hazard Mitigation Analysis (LFHMA) studies

of flooding events in the Village of Walton, the Town of Middletown and the Village of Fleischmanns.

LFHMA is a new way of looking at an old problem, explained Mr. Weidenbach, using a scientific approach and analyzing the various options a community might consider to lower flood elevations. The analysis is funded through the SCMP of the DCSWCD in partnership with the NYCDEP.

LFHMA's are prepared by an engineering firm possessing knowledge of stream mechanics and hydrology. NYC has funded the preparation of all new FEMA flood maps within the NYC watershed throughout the five county region. These maps will serve as the foundation of the analysis because they provide the flood elevation and valley cross sections that help the consultant identify various channels and floodplain modifications that will pass various floods.

The reasons for conducting a LFHMA were discussed as a series of photographs depicting the severe flooding and devastation located in the Village of Margaretville in the Town of Middletown after Hurricane Irene and Tropical Storm Lee. It is thought that natural climate changes are creating increased precipitation levels and a greater frequency of events. Even with improved technology it is difficult to predict the local severity of a forecasted event. If a scientific analysis of the various options available to lower flood elevations are not considered the municipality may be left vulnerable to similar devastation from future events.

Among professionals in the field there is controversy as to whether dredging is better than channel/floodplain modification. There will always be some amount of dredging required in a stream however, there is scientific data showing channel modification is significantly more corrective than dredging to increase a floodplain's ability to handle an event.

Mr. Weidenbach encouraged the Supervisors to consider the benefits to their towns in pursuing a LFHMA. Once the LFHMA's are complete, communities with help from the Delaware County Core Group, will consider the scientific options available to lower flood elevations and make their decision. Upon their determination, the communities would then seek available funding sources to accomplish its needs.

Mr. Weidenbach stated that although towns outside of the watershed will not benefit from this opportunity as greatly, the watershed represents about 50 percent of Delaware County and he believes it makes sense for the county to take advantage of having the NYCDEP fund programs to reduce flooding.

In answer to Mr. Spaccaforo, Mr. Weidenbach said that NYC recognizes that the county has existing bridges that are undersized and causing stream instability issues. These are projects that can now be funded through the SCMP. The DCSWCD, in partnership with the DPW and Planning Department are currently doing a hydraulic analysis of all bridges in the county between 5 and 20 feet to determine which bridges are undersized, which ones would not pass a 100 year flood and which ones are causing stream instability issues. The information that is gathered from this field work and analysis will be the scientific data used to support requests for funding from NYC.

Communities deciding to widen their floodplains after having a LFHMA may be faced with having to relocate homes or business located in the extended floodplain area. The Core

Group, in partnership with the Catskill Watershed Corporation (CWC) and the Coalition of Watershed Towns (CWT), proposed a relocation program to NYC by which a community, after completing a LFHMA, would be able to seek funding to assist in relocating existing homes or businesses that would reduce flood levels in the communities. This funding would only be provided by NYC if the homes and businesses are relocated to another location within their community. Mr. Weidenbach believed there was an acceptance on the part of NYC to provide this fund to assist communities should they choose to do so and if it develops the way it is hoped it will make a tremendous difference to the county's economic sustainability.

In answer to Mr. McCarthy, Mr. Weidenbach said there are many homes and business that in the past were built to close to rivers and streams. Mr. Weidenbach opined that he believes the future of flood mitigation rests on a relocation fund that would allow communities the financial funding they need to get these homes and businesses out of harms way and encourage economic stability in communities.

Mr. Axtell expressed concern that the Town of Deposit as well as other towns in the county do not have a significant amount of land in the watershed and would see little benefit. Mr. Weidenbach stated that he hoped the pilot plan would be successful and that this technology would spin off to towns outside of the watershed as well. He reminded Mr. Axtell that the Town of Deposit could apply for a FEMA Federal Hazard Mitigation Grant to fund projects outside of the watershed.

In response to Mr. Bower, Mr. Weidenbach stated that buildings owned by municipalities will be considered in the program and that the County Planning Department is already in the process of identifying public owned buildings as projects for relocation.

Mr. McCarthy stated that he learned a great deal from the presentations given by Commissioner Reynolds and Mr. Weidenbach and thanked them.

Upon a motion the meeting adjourned for a short recess. Chairman Eisel invited everyone in attendance to enjoy refreshments in the lobby served by the Delaware County Dairy Princess.

The meeting reconvened in regular session with all Supervisors present except Ms. Molé.

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

RESOLUTION NO. 85

TITLE: 2012 BUDGET AMENDMENT RECEIPT OF GRANT FOR HEALTH EDUCATION INITIATIVE PUBLIC HEALTH SERVICES

WHEREAS, Cornell Cooperative Extension of Delaware County Rural Health Care Alliance has been awarded a grant for community health education initiatives for Delaware County; and

WHEREAS, Cornell Cooperative Extension of Delaware County Rural Health Care Alliance will award grant monies to Delaware County Public Health Services in the amount of

\$9,318 to support "Baby and Me Tobacco Free" community health education projects; and

WHEREAS, the goals of the "Baby and Me Tobacco Free" grant is to decrease use of smoking in pregnant women and new mothers; and

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

NOW, THEREFORE, BE IT RESOLVED that the 2012 budget be amended as follows:

INCREASE REVENUE:

10-14012-42270602/4012008/906	Grants from non-profit	\$9,318.00
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INCREASE APPROPRIATION:

10-14012-54327000/4012008/906	General Grant Related Expenses	\$9,318.00
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The resolution was seconded by Mr. Hynes and adopted by the following vote: Ayes 4736, Noes 0, Absent 63 (Molé).

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

RESOLUTION NO. 86

**TITLE: 2012 BUDGET AMENDMENT
TRANSFER OF FUNDS
PUBLIC HEALTH NURSING SERVICE**

WHEREAS, Delaware County has entered into a Management Agreement and an Agreement for Nursing, Therapy and other Services Agreement with L. Woerner, Inc. d/b/a HCR; and

WHEREAS, funding for these agreements was budgeted by fully funding personal services for vacant positions created by the sale of the Certified Home Health Agency and Long Term Home Health Care Programs.

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

FROM:

10-14010-51000000	Personal Service	\$520,000.00
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TO:

10-14010-54200059/4010176/906	Contracted Services - HCR (Mgt)	\$45,000.00
10-14010-54200059/4010177/906	Contracted Services - HCR (Staffing)	\$457,400.00
10-14010-54200059/4010178/906	Contracted Services - HCR (Services)	\$17,600.00

The resolution was seconded by Mr. Triolo and adopted by the following vote: Ayes 4736, Noes 0, Absent 63 (Molé).

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

RESOLUTION NO. 87

TITLE: AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFOR DEPARTMENT OF PUBLIC WORKS

WHEREAS, a Project for the Storm of August 26 through September 5, 2011, County Route 1, Delaware County, PIN 9I93.05 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, for Federal emergency relief that calls for the apportionment of the costs of such program to be borne at the ratio of 100% Federal funds; and

WHEREAS, the County of Delaware desires to advance the Project by making a commitment of 100% of the Federal share of the costs thereof.

NOW, THEREFOR, the Delaware County Board, duly convened, does hereby

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

IT IS FURTHER RESOLVED, that the Delaware County Board hereby authorizes the County of Delaware to pay in the first instance 100% of the Federal share of the cost of Construction and Construction Inspection work for the Project or portions thereof; and

IT IS FURTHER RESOLVED, that the sum of \$193,355.00.00 is hereby appropriated from the Capital Fund (34-15112) and made available to cover the cost of participation in the Project; and

IT IS FURTHER RESOLVED, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Delaware County Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; 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, certifications or reimbursement requests for Federal Aid 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 and providing for the administration of the Project and the Municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefor 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 Mr. Smith.

In answer to Mr. Marshfield, Commissioner Reynolds stated that this project is located on County Route 1 also known as the Tremperskill Road in the Town of Andes.

The resolution was adopted by the following vote: Ayes 4736, Noes 0, Absent 63 (Molé).

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

RESOLUTION NO. 88

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 April 1, 2012 and closing April 30, 2012 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 No.2 and 3.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors does hereby schedule a Public Hearing for Wednesday, July 25th at 12:45 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. Rowe.

Chairman Eisel stated that the public hearing will be held prior to the Board of Supervisors meeting on Wednesday, July 25th at 12:45 p.m.

In answer to Mr. Marshfield, Senior Planner Kent Manuel stated the properties included are located in the Towns of Franklin and Middletown with some properties in the Village of Margaretville.

The resolution was unanimously adopted.

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

RESOLUTION NO. 89

TITLE: AUTHORIZATION TO DO COLLECTIONS FOR THE

**MENTAL HEALTH CLINIC
OFFICE OF THE COUNTY ATTORNEY**

WHEREAS, the Mental Health Clinic is owed sums of money by various individuals;
and

WHEREAS, said sums should be collected by the county

NOW, THEREFORE, BE IT RESOLVED, that the Office of the County Attorney is authorized to take such action including the bringing of lawsuits on behalf of the county to collect said sums as the County Attorney in his sole discretion shall deem appropriate.

The resolution was seconded by Mr. Rowe.

In answer to Mr. Bracci, County Attorney Richard Spinney explained that without the authorization given in this resolution he does not have the authority to bring lawsuits in the name of the county on behalf of the Mental Health Clinic.

The resolution was unanimously adopted.

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

RESOLUTION NO. 90

**TITLE: STANDARD WORK DAY AND REPORTING RESOLUTION
NEW YORK STATE AND LOCAL EMPLOYEES' RETIREMENT SYSTEM**

BE IT RESOLVED, that the County of Delaware hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body.

<u>Title</u>	<u>Name</u>	<u>Standard Work Day (hrs/day)</u>	<u>Term Begins/Ends</u>	<u>Employer Rec. Of Time Worked (Y/N)</u>	<u>Days Per Month Bases on Record of Activities</u>
<u>Appointed Officials:</u>					
Town of Kortright Supervisor	Steven C. Bower	2.97	1/01/2012-12/31/2013	Y	N/A

The resolution was seconded by Mr. Dolph.

Mr. Donnelly explained that this resolution does not affect non-appointed employees participating in the New York State and Local Employees' Retirement System. It is a requirement of the New York State and Local Employees' Retirement System for elected and appointed officials that participate in the retirement system.

In answer to Mr. Marshfield, Clerk of the Board Christa Schafer noted that this resolution is specific to Mr. Bower because he is a newly elected supervisor. Similar resolutions have come before the Board listing the names of the other appointed and elected officials participating in New York State and Local Employee Retirement System.

The resolution was unanimously adopted.

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

RESOLUTION NO. 91

**TITLE: COUNTY FUND BALANCE POLICY
DEPARTMENT OF FISCAL AFFAIRS**

WHEREAS, the Governmental Accounting Standards Board (GASB) issued GASB Statement Number 54, *Fund Balance Reporting and Governmental Fund Type Definitions* whereby structuring how local governments are to report fund balances pursuant to Article 3 of the General Municipal Law and GAAP (generally accepted accounting principles); and

WHEREAS, GASB 54 establishes five new classifications for fund balances and the imposing constraints placed upon how said balances are to be identified and spent.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors hereby designates the Budget Oversight and Finance Committees with the authority to determine the classifications of fund balances in accordance with GASB 54 regulations.

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

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

RESOLUTION NO. 92

**TITLE: APPROVAL OF DEFERRED COMPENSATION PLAN ADMINISTRATOR
PERSONNEL DEPARTMENT**

WHEREAS, Resolution No. 328 of 1989 established a Deferred Compensation Plan for County employees pursuant to Section 457 of the Internal Revenue Code; and

WHEREAS, procedures established by the New York State Deferred Compensation Board require employers to rebid their deferred compensation plan every five years; and

WHEREAS, a request for proposals has been made and three proposals were received which conform with the rules and regulations promulgated by the New York State Deferred Compensation Board and federal and state laws; and

WHEREAS, said proposals have been reviewed and compared by the Personnel Officer in consultation with the Human Resources Committee/Delaware County Deferred Compensation Board; and

WHEREAS, as a result of this review, the Personnel Officer and the Human Resources Committee/Delaware County Deferred Compensation Board recommend that Nationwide Retirement Solutions continue as the Plan Administrator, Financial Organization and Trustee for the term January 1, 2013 through December 31, 2017.

NOW, THEREFORE, BE IT RESOLVED that:

1. Nationwide Retirement Solutions shall continue as the Plan Administrator, Financial Organization and Trustee of Delaware County's Deferred Compensation Plan for the term January 1, 2013 through December 31, 2017.

2. The Chairman of the Board is authorized to execute such agreements and contracts as are necessary with Nationwide Retirement Solutions.

3. The Personnel Officer, under the direction of the Human Resources Committee, is hereby authorized to continue to act as the County Administrator of the Plan to represent and act on behalf of the County to the extent permitted by the applicable law, rules and regulations including the execution of individual employee participation agreements.

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

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

RESOLUTION NO. 93

TITLE: RESOLUTION IN SUPPORT OF SENATE BILL NO. S5629-B AND ASSEMBLY BILL NO. A6575 AN ACT TO AMEND THE TAX LAW, IN RELATION TO AUTHORIZING CERTAIN COUNTIES, CITIES AND SCHOOL DISTRICTS TO IMPOSE UP TO A FOUR PERCENT RATE OF SALES AND COMPENSATING USE TAXES PURSUANT TO THE AUTHORITY OF ARTICLE 29 OF SUCH LAW AND TO PRESERVE THE AUTHORITY OF CERTAIN COUNTIES AND A CITY TO IMPOSE SUCH TAXES AT RATES IN EXCESS OF FOUR PERCENT; AND TO REPEAL CERTAIN PROVISIONS OF SUCH LAW RELATING THERETO

WHEREAS, Delaware County Board of Supervisors strongly supports this home rule legislation as it provided mandate relief and enhanced fiscal management tools for local governments; and

WHEREAS, county and state legislative staff, along with elected officials, currently spend significant time and energy in order to deal with the renewals of existing local sales tax rate legislation every two years under the current State legislative model; and

WHEREAS, the proposed legislation would end the practice of requiring state approval and renewal for local sales tax rate changes, up or down, that do not exceed four percent; and

WHEREAS, this will also allow county officials to manage their local sales tax rates in a way that is most efficient for local tax payers, and will reduce waste and redundancy in state and local legislative procedure; and

WHEREAS, county leaders make home rule requests out of necessity, as they are necessary in order to finance, implement and deliver state and federally mandated programs, ensure local public health and safety, foster economic development and enhance local quality of life services demanded by county residents; and

WHEREAS, these home rule requests allow local officials to manage their budgets and pay for state mandated and other services in the least intrusive and burdensome way for local taxpayers and are often requested to limited or prevent property tax increases; and

WHEREAS, this legislation would also provide counties with an important local fiscal management tool consistent with similar financial management flexibility granted to New York City a few years ago.

NOW, THEREFORE, BE IT RESOLVED, that the Delaware County Board of Supervisors hereby supports the Senate Bill No. S5629-B and Assembly Bill No. A6575 to amend the tax law; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to Governor Cuomo, Senator John Bonacic, Senator Tom Libous, Senator James Seward, Assemblyman Peter Lopez, Assemblyman Clifford Crouch, the New York State Association of Counties and any others deemed necessary.

The resolution was seconded by Mr. Marshfield.

Chairman Eisel stated that the language in this resolution is provided by the State of New York and basically says that while the county is able to have a 4 percent tax rate every two years 1 percent of the 4 percent needs to be renewed and approved by the State. If this bill passes the senate and assembly the county will no longer have to go through the process of renewing the 1 percent.

The resolution was unanimously adopted.

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

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

RESOLUTION NO. 94

**TITLE: 2012 BUDGET AMENDMENT
SUMMER YOUTH EMPLOYMENT PROGRAM
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Delaware County Department of Social Services is the designated local Agency to administer the Summer Youth Employment Program; and

WHEREAS, funding is to be used for summer youth employment and education training for economically disadvantaged youth and is 100% reimbursed.

NOW, THEREFORE BE IT RESOLVED that the 2012 budget be amended as follows:

INCREASE REVENUE:

10-16010-44482002	Summer Youth Employment	\$69,468.00
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INCREASE APPROPRIATIONS:

10-16010-54665002	Summer Youth Employment	\$69,468.00
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The resolution was seconded by Mr. Bower and adopted by the following vote: Ayes 4736, Noes 0, Absent 63 (Molé).

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

RESOLUTION NO. 95

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

LETTING OF JUNE 27, 2012

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. 29-12: 6" & 8" Self Priming Water Pumps to:
Walter S. Pratt & Sons, Inc.
317 Columbia Street
Rensselaer, NY 12144

Bid Price:	6" Pump	\$40,474.00
	8" Pump	\$68,726.00

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.

The resolution was seconded by Mr. Valente.

Mr. Rowe referenced Commissioner Reynolds memo explaining that this award is to purchase two large self-priming, diesel powered water pumps to be used on construction sites in the watershed for dewatering streams. At the time the bid was put out it was anticipated the cost would be around \$130,000, the actual cost came in at \$109,200. The majority of the funding for the pumps is coming from the Soil and Water Stream Management Program. The county's share will be around \$9,000.

The resolution was adopted by the following vote: Ayes 4736, Noes 0, Absent 63 (Molé).

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

RESOLUTION NO. 96

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

LETTING OF JUNE 27, 2012

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. 30-12	Soil Nails to: Soil Nail Launcher Inc. PO Box 4709 Grand Junction, CO 81502
	Bid Price: \$523,600.00

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.

The resolution was seconded by Mr. Axtell.

Mr. Rowe reminded the Board that this is a relatively new process which has been used with good success on County Route 1 in the Town of Andes and County Route 37 in the Town of Middletown. The Department of Public Works is going through the process of applying for funding which may make this project fully reimbursable. The bid is open to the towns.

In answer to Chairman Eisel, Commissioner Reynolds advised that the department is seeking funding through Natural Resources Conservation Service (NRCS) for the purchase of this service. Chairman Eisel stated that he would like to be on the project site during the process.

The resolution was adopted by the following vote: Ayes 4736, Noes 0, Absent 63 (Molé).

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

RESOLUTION NO. 97

TITLE: SALE OF TAX ACQUIRED PROPERTY

Resolved that the following described parcels of tax acquired property be sold to the party 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.

COL10TX.020

ASSESSED TO:

MACDONALD RONALD L

TOWN OF: 122400:COLCHESTER
TAX MAP NO: 374.-2-20
SCHOOL DISTRICT: 122401:DOWNSVILLE
ACREAGE: 110.00'F x 100.00'D: 0.25A ACRES
CONVEYED TO: RONALD L MACDONALD
PO BOX 11
DOWNSVILLE NY 13755
CASH CONSIDERATION: \$1,159.50
TAX DEFICIT: \$829.94

COL10TX.021

ASSESSED TO:

MACDONALD RONNIE L

TOWN OF: 122400:COLCHESTER
TAX MAP NO: 339.-1-23
SCHOOL DISTRICT: 122401:DOWNSVILLE
ACREAGE: 145.00'F x 150.00'D: 0.50A ACRES
CONVEYED TO: RONNIE L MACDONALD
PO BOX 11
DOWNSVILLE NY 13755
CASH CONSIDERATION: \$1,159.50
TAX DEFICIT: \$829.94

FRA10TX.024

ASSESSED TO:

KLING RICHARD C III

TOWN OF: 123289:FRANKLIN
TAX MAP NO: 165.-1-53
SCHOOL DISTRICT: 123201:FRANKLIN
ACREAGE: 46.00A ACRES
CONVEYED TO: RICHARD C KLING III
33 CRUISER COURT
TOMS RIVER NJ 08753
CASH CONSIDERATION: \$18,348.83
TAX DEFICIT: \$15,547.57

FRA07TX.016

ASSESSED TO:

GRANLEES GRACE

TOWN OF: 123289:FRANKLIN
TAX MAP NO: 100.-1-29
SCHOOL DISTRICT: 122801:DELAWARE ACADEMY
ACREAGE: 8.33A ACRES

CONVEYED TO:

ESTATE OF GRACE GRANLEES
C/O CATHERINE MARTYR-FINNE
149-26 CROSS ISLAND PARKWAY
WHITESTONE NY 11357

CASH CONSIDERATION:

\$3,969.71

TAX DEFICIT:

\$3,241.40

FRA07TX.017

ASSESSED TO:

GRANLEES GRACE

TOWN OF:

123289:FRANKLIN

TAX MAP NO:

100.-1-31

SCHOOL DISTRICT:

122801:DELAWARE ACADEMY

ACREAGE:

2.10A ACRES

CONVEYED TO:

ESTATE OF GRACE GRANLEES
C/O CATHERINE MARTYR-FINNE
149-26 CROSS ISLAND PARKWAY
WHITESTONE NY 11357

CASH CONSIDERATION:

\$17,408.50

TAX DEFICIT:

\$14,766.22

KOR10TX.007

ASSESSED TO:

BURKE MICHAEL

TOWN OF:

124000:KORTRIGHT

TAX MAP NO:

67.-1-22

SCHOOL DISTRICT:

125202:SOUTH KORTRIGHT

ACREAGE:

9.40A ACRES

CONVEYED TO:

MICHAEL BURKE
10 QUINN STREET
STATEN ISLAND NY 10304

CASH CONSIDERATION:

\$15,199.34

TAX DEFICIT:

\$12,853.98

KOR10TX.022

ASSESSED TO:

MELENDEZ KERMIT

TOWN OF:

124000:KORTRIGHT

TAX MAP NO:

50.-4-8

SCHOOL DISTRICT:

125202:SOUTH KORTRIGHT

ACREAGE:

12.00A ACRES

CONVEYED TO:

KERMIT MELENDEZ
47 COURTNEY AVENUE
NEWBURGH NY 12550

CASH CONSIDERATION:

\$3,219.31

TAX DEFICIT: \$2,591.74

MID10TX.004

ASSESSED TO:

BARTLETT MATTHEW J

TOWN OF:	124689:MIDDLETOWN
TAX MAP NO:	243.-2-7
SCHOOL DISTRICT:	124802:ROXBURY
ACREAGE:	1.16A ACRES
CONVEYED TO:	MATTHEW J BARTLETT 4602WEBB LANE MURFREESBORO TN 37129
CASH CONSIDERATION:	\$4,965.80
TAX DEFICIT:	\$4,075.10

MID10TX.054

ASSESSED TO:

RAINIS DANIEL S

TOWN OF:	124601:MIDDLETOWN
TAX MAP NO:	287.18-1-12
SCHOOL DISTRICT:	124601:MARGARETVILLE
ACREAGE:	0.33A ACRES
CONVEYED TO:	DANIEL S RAINIS 117-14 85TH AVENUE APT A4 RICHMOND HILL NY 11418
CASH CONSIDERATION:	\$5,576.19
TAX DEFICIT:	\$4,646.23

MID10TX.055

ASSESSED TO:

RAINIS ROBERT S

TOWN OF:	124601:MIDDLETOWN
TAX MAP NO:	287.18-8-19
SCHOOL DISTRICT:	124601:MARGARETVILLE
ACREAGE:	31.00'F x 80.00'D ACRES
CONVEYED TO:	ROBERT S RAINIS C/O DANIEL S RAINIS 117-14 85TH AVENUE APT A4 RICHMOND HILL NY 11418
CASH CONSIDERATION:	\$442.55
TAX DEFICIT:	\$211.28

ROX10TX.026

ASSESSED TO:

WALTER HENAO

TOWN OF:	124800:ROXBURY
TAX MAP NO:	200.-1-64

SCHOOL DISTRICT:	124802:ROXBURY
ACREAGE:	8.82A ACRES
CONVEYED TO:	WALTER HENAO 74 GEORGE STREET BROOKLYN NY 11206
CASH CONSIDERATION:	\$20,159.72
TAX DEFICIT:	\$17,064.22

SID10TX.005

<u>ASSESSED TO:</u>	<u>BAGLEY KENNETH R & MARY A</u>
TOWN OF:	125089:SIDNEY
TAX MAP NO:	116.-1-56.23
SCHOOL DISTRICT:	125001:SIDNEY
ACREAGE:	7.20A ACRES
CONVEYED TO:	KENNETH R BAGLEY & MARY A BAGLEY 441 VALLEYVIEW ROAD BAINBRIDGE NY 13733
CASH CONSIDERATION:	\$991.33
TAX DEFICIT:	\$738.55

SID10TX.009

<u>ASSESSED TO:</u>	<u>BECKER WILLIAM C</u>
TOWN OF:	125089:SIDNEY
TAX MAP NO:	96.-1-28
SCHOOL DISTRICT:	364801:UNATEGO
ACREAGE:	146.00'F x 186.00'D ACRES
CONVEYED TO:	WILLIAM C BECKER 761 GIBSON HILL ROAD FRANKLIN NY 13775
CASH CONSIDERATION:	\$2,657.32
TAX DEFICIT:	\$2,141.44

SID10TX.041

<u>ASSESSED TO:</u>	<u>SANTANA EMILIO J III</u>
TOWN OF:	125001:SIDNEY
TAX MAP NO:	115.12-6-30
SCHOOL DISTRICT:	125001:SIDNEY
ACREAGE:	36.00'F x 146.00'D: 0.12A ACRES
CONVEYED TO:	EMILIO J SANTANA III 43 PLEASANT STREET SIDNEY NY 13838
CASH CONSIDERATION:	\$6,885.38

TAX DEFICIT: \$5,730.71

STA09TX.009

ASSESSED TO:

DELAIR ENTERPRISES INC

TOWN OF: 125289:STAMFORD
TAX MAP NO: 54.-1-5.2
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 43.37A ACRES
CONVEYED TO: DELAIR ENTERPRISES INC
PO Box 369
STAMFORD NY 12167
CASH CONSIDERATION: \$2,895.38
TAX DEFICIT: \$2,269.53

STA09TX.010

ASSESSED TO:

DELAIR ENTERPRISES INC

TOWN OF: 125289:STAMFORD
TAX MAP NO: 54.-1-22
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 15.27A ACRES
CONVEYED TO: DELAIR ENTERPRISES INC
PO Box 369
STAMFORD NY 12167
CASH CONSIDERATION: \$1,693.48
TAX DEFICIT: \$1,261.14

STA09TX.013

ASSESSED TO:

DELAIR ENTERPRISES INC

TOWN OF: 125203:STAMFORD
TAX MAP NO: 54.14-3-1
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 68.50A ACRES
CONVEYED TO: DELAIR ENTERPRISES INC
PO Box 369
STAMFORD NY 12167
CASH CONSIDERATION: \$3,334.83
TAX DEFICIT: \$2,647.61

STA10TX.014

ASSESSED TO:

DELAIR ENTERPRISES INC

TOWN OF: 125289:STAMFORD
TAX MAP NO: 54.-1-5.1

SCHOOL DISTRICT:	125201:STAMFORD
ACREAGE:	36.23A ACRES
CONVEYED TO:	DELAIR ENTERPRISES INC PO BOX 369 STAMFORD NY 12167
CASH CONSIDERATION:	\$18,577.30
TAX DEFICIT:	\$15,769.52

STA10TX.025

ASSESSED TO: **EVANS BRENDA M, DEIRDRE A GIBBONS & AILEEN P GIBBONS**

TOWN OF:	125203:STAMFORD
TAX MAP NO:	54.6-2-8
SCHOOL DISTRICT:	125201:STAMFORD
ACREAGE:	1.30A ACRES
CONVEYED TO:	BRENDA M EVANS, DEIRDRE A GIBBONS AND AILEEN P GIBBONS 7030 SUZANNE LANE SCHENECTADY NY 12303
CASH CONSIDERATION:	\$1,792.67
TAX DEFICIT:	\$1,375.45

STA09TX.038

ASSESSED TO: **DOUGLAS W MURPHY, WILLIAM J MURPHY AND WILLIAM F MURPHY**

TOWN OF:	125289:STAMFORD
TAX MAP NO:	41.-2-9.1
SCHOOL DISTRICT:	125201:STAMFORD
ACREAGE:	16.39A ACRES
CONVEYED TO:	DOUGLAS W MURPHY, WILLIAM J MURPHY & WILLIAM F MURPHY PO BOX 369 STAMFORD NY 12167
CASH CONSIDERATION:	\$1,219.80
TAX DEFICIT:	\$863.83

STA09TX.039

ASSESSED TO: **DOUGLAS W MURPHY, WILLIAM J MURPHY & WILLIAM F MURPHY**

TOWN OF:	125289:STAMFORD
TAX MAP NO:	41.-2-9.2
SCHOOL DISTRICT:	125201:STAMFORD
ACREAGE:	23.79A ACRES

CONVEYED TO: DOUGLAS W MURPHY, WILLIAM J MURPHY &
WILLIAM F MURPHY
PO Box 369
STAMFORD NY 12167

CASH CONSIDERATION: \$1,723.90
TAX DEFICIT: \$1,286.69

STA10TX.040

ASSESSED TO:

FRED P MURPHY ESTATE

TOWN OF: 125289:STAMFORD
TAX MAP NO: 41.-2-8
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 68.80A ACRES
CONVEYED TO: FRED P MURPHY ESTATE
PO Box 369
STAMFORD NY 12167

CASH CONSIDERATION: \$18,980.15
TAX DEFICIT: \$16,116.05

STA09TX.043

ASSESSED TO:

FRED P MURPHY

TOWN OF: 125289:STAMFORD
TAX MAP NO: 54.-1-16
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 50.28A ACRES
CONVEYED TO: FRED P MURPHY
PO Box 369
STAMFORD NY 12167

CASH CONSIDERATION: \$4,642.97
TAX DEFICIT: \$3,735.77

STA09TX.045

ASSESSED TO:

PROSPECT ENTERPRISES INC

TOWN OF: 125289:STAMFORD
TAX MAP NO: 41.-2-1
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 9.30A ACRES
CONVEYED TO: PROSPECT ENTERPRISES INC
PO Box 369
STAMFORD NY 12167

CASH CONSIDERATION: \$915.86
TAX DEFICIT: \$608.92

STA09TX.046

ASSESSED TO:

PROSPECT ENTERPRISES INC

TOWN OF:	125289:STAMFORD
TAX MAP NO:	41.-2-10
SCHOOL DISTRICT:	125201:STAMFORD
ACREAGE:	9.80A ACRES
CONVEYED TO:	PROSPECT ENTERPRISES INC PO Box 369 STAMFORD NY 12167
CASH CONSIDERATION:	\$489.84
TAX DEFICIT:	\$251.49

STA09TX.049

ASSESSED TO:

PROSPECT ENTERPRISES INC

TOWN OF:	125289:STAMFORD
TAX MAP NO:	54.-1-10.5
SCHOOL DISTRICT:	125201:STAMFORD
ACREAGE:	65.30A ACRES
CONVEYED TO:	PROSPECT ENTERPRISES INC PO Box 369 STAMFORD NY 12167
CASH CONSIDERATION:	\$3,681.13
TAX DEFICIT:	\$2,928.78

STA09TX.050

ASSESSED TO:

PROSPECT ENTERPRISES INC

TOWN OF:	125203:STAMFORD
TAX MAP NO:	54.6-7-1.1
SCHOOL DISTRICT:	125201:STAMFORD
ACREAGE:	32.50A ACRES
CONVEYED TO:	PROSPECT ENTERPRISES INC PO Box 369 STAMFORD NY 12167
CASH CONSIDERATION:	\$1,370.98
TAX DEFICIT:	\$996.89

WAL10TX.011

ASSESSED TO:

VINCENT GAROFALO

TOWN OF:	125601:WALTON
TAX MAP NO:	273.7-1-29
SCHOOL DISTRICT:	125601:WALTON
ACREAGE:	49.00'F x 130.00'D: 0.25A ACRES

CONVEYED TO:

VINCENT GAROFALO
25-05 43 STREET
ASTORIA NY 11103

CASH CONSIDERATION:

\$1,020.50

TAX DEFICIT:

\$659.30

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

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

RESOLUTION NO. 98

**TITLE: CONVEYANCE OF REAL PROPERTY
TREASURER’S OFFICE**

WHEREAS, the County may own a twenty percent interest in certain real property in the Town of Walton described as tax map no. 187-2-17; and

WHEREAS, the County Treasurer conveyed an eighty percent interest in said property to Walter R. Risley by deed dated November 25, 1975 recorded in the Delaware County Clerk’s Office in book of deeds 559, page 696.

NOW, THEREFORE, in order to correct any defects in said deed the County Treasurer is authorized to convey any interest that the County may own in said property if any to Rodrick and Laura Smith the current owners of the property described in the deed from the County Treasurer to Walter R. Risley.

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

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

RESOLUTION NO. 99

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$1,417,884.41 were hereby presented to the Budget Oversight Committee for approval for payment on June 22, 2012 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	\$1,273,334.96
Countryside	\$420.00
OET	\$34,828.52
Public Safety Comm System	\$7,922.94

Highway Audits, as Follows:

Weights & Measures	\$0.00
Road	\$685.83
Machinery	\$64,119.26
Capital Road & Bridge	\$879.96
Capital Solid Waste	\$0.00
Solid Waste/Landfill	\$35,692.94

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$1,522,499.72 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	\$70,2234.04
OET	\$36,034.84
Public Safety Comm System	\$46,197.85
Highway Audits, as Follows:	
Weights and Measures	\$607.19
Road	\$238,334.49
Machinery	\$108,564.66
Capital Road & Bridge	\$260,843.87
Capital Solid Waste	\$0.00
Solid Waste/Landfill	\$129,682.78

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4736, Noes 0, Absent 63 (Molé).

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

RESOLUTION NO. 100

TITLE: EXECUTIVE SESSION

BE IT RESOLVED that the Delaware County Board of Supervisors convene in executive session to discuss negotiations.

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

The meeting reconvened in regular session with all Supervisors present except Ms. Molé.

Upon a motion, the meeting adjourned at 7:52 p.m.