

ORGANIZATIONAL MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

JANUARY 4, 2017

The Organizational Meeting of the Delaware County Board of Supervisors was held Wednesday, January 4, 2017 at 1:00 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York.

The Clerk of the Board, Christa M. Schafer, called the meeting to order and read the Notice of Meeting:

TO ALL SUPERVISORS:

Pursuant to County Law, §151 and Board Rule 1, the Organizational Meeting of the Delaware County Board of Supervisors will be held in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York on Wednesday, January 4, 2017 at 1:00 p.m.

The meeting is called for the purpose of organizing for the year 2017, including election of a Chairman, Vice Chairman, Clerk of the Board, and Budget Officer.

Any other business that may properly be brought before the Board will be conducted.

Christa M. Schafer, Clerk
Delaware County Board of Supervisors

The Clerk called the roll by towns and the following Supervisors were present:

Wayland Gladstone	P.O. Box 188	Andes
Tina Molé	P.O. Box 6, Bovina Center	Bovina
Arthur Merrill	P.O. Box 321, Downsville	Colchester
Dennis J. Valente	11790 State Highway 23, Davenport Center	Davenport
Mark Tuthill	5 Elm Street	Delhi
Thomas Axtell	3 Elm Street	Deposit
Jeffrey Taggart	511 Heathen Hill Road	Franklin
Wayne E. Marshfield	6754 Basin Clove Road	Hamden
Samuel Rowe, Jr.	661 West Main Street	Hancock
James E. Eisel, Sr.	22 Wilcox Road	Harpersfield
George Haynes, Jr.	51971 State Hwy 10, Bloomville	Kortright
Michael Spaccaforno	P.O. Box 313	Masonville
James G. Ellis	4187 Turnpike Road, Delhi	Meredith
Carl P. Davis	P.O. Box 577, 42339 St Hwy. 28	Middletown
Thomas S. Hynes	P.O. Box 277	Roxbury
R. Eugene Pigford	2464 Road 13 Unadilla	Sidney
Michael Triolo	P.O. Box M, Hobart	Stamford
William Layton	P.O. Box 139, Trout Creek	Tompkins
Charles Gregory	82 Stockton Avenue	Walton

Mr. Marshfield offered the invocation.

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

The Clerk requested nominations for Chairman: Mr. Eisel nominated Tina Molé. The nomination was seconded by Mr. Spaccaforno and unanimously approved.

Mr. Eisel said that he has served as Chairman of the Board for fifteen years and Ms. Molé has served as his Vice Chair for thirteen years. She is aware of the daily concerns that face the County and is actively involved in the decision making process. Ms. Molé is fair, tough when necessary and will be a strong and effective leader for the County. He shared that this is a history making election as Ms. Molé is the first woman chair of this County's Board since its

creation in the late 1700's. Mr. Eisel thanked the Board for their continued support over the years and offered his time as necessary to ensure a seamless transition.

Acting County Clerk Deb Goodrich administered the Oath of Office to Ms. Molé.

Chairman Molé thanked the Board for their support of her nomination stating that she is honored and grateful for the opportunity to serve the County as Chairman. Working with State Senator John Bonacic while serving Delaware County has provided her the opportunity to learn the County geographically and to get to know the residents and the issues as we strive to maintain our quality of life in Delaware County. This year will be a challenging year for the County as it endeavors to construct a mental health facility and a DPW garage.

Upon a nomination by Mr. Spaccaforno seconded by Mr. Taggart, Mark Tuthill was elected as Vice Chairman.

Upon a nomination by Mr. Eisel and seconded by Chairman Molé and Mr. Spaccaforno, Christa M. Schafer was unanimously re-elected as Clerk of the Board.

Upon a nomination by Mr. Tuthill, seconded by Mr. Valente, Arthur Merrill was unanimously re-elected as Budget Officer.

Chairman Molé noted that all oversight committees would remain the same until the January 25 Board meeting and made the following committee appointments:

2017 COMMITTEE APPOINTMENTS

AGRICULTURAL AND FARMLAND PROTECTION BOARD

4-year term ending December 31, 2020

Appoint:

Larry Underwood

Reappoint:

Frank Bachler

Adolph Schaefer

COMMUNITY SERVICES BOARD

4-year term ending December 31, 2020

Reappoint:

Jayne Francisco

Sally George

Rina Reba

Janice Stalter

COOPERATIVE EXTENSION SERVICE

1-year term ending December 31, 2017

Reappoint:

Supervisor Arthur Merrill

Supervisor Dennis Valente

DELAWARE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

3-year term ending December 31, 2019

Reappoint:

Bruce Dolph

Scott White

DELAWARE COUNTY PLANNING BOARD

3-year term ending December 31, 2019

Reappoint:

Nancy Gallup

HEALTH SERVICES ADVISORY BOARD

2-year term ending December 31, 2018

Appoint:

Supervisor Charles Gregory

Reappoint:

Supervisor Wayne Marshfield

Supervisor Arthur Merrill

Supervisor Tina Molé

Supervisor R. Eugene Pigford

Dana Scuderi-Hunter

Dr. Riaz Lone

Audrey Lewis

Dr. Rohan Jayasena

Nicole Blanchard

SOIL & WATER CONSERVATION DISTRICT BOARD

1-year term ending December 31, 2017

Reappoint:

Supervisor James Ellis

Supervisor Jeffrey Taggart

3-year term ending December 31, 2019

Reappoint:

Frank Bachler

Dennis Hill

The minutes of the previous meeting were accepted as presented.

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

For standing committee reports Mr. Rowe called attention to the fringe benefit survey placed on each Supervisors desk by Department of Public Works Commissioner Wayne Reynolds. The information from this survey is compiled for the CHIPS program. Towns that provide services for the County will not be reimbursed for 2017 until this information is received. The completed survey is to be returned to Meta Russell at the Department of Public Works.

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

RESOLUTION NO. 1

**TITLE: RE-APPOINTMENT COMMISSIONER BOARD OF ELECTIONS
DEMOCRAT**

BE IT RESOLVED that Judith Garrison is hereby reappointed as the Democratic Commissioner of Elections for a term of two years effective January 1, 2017 and ending December 31, 2018 at the salary contained in the budget.

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

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

RESOLUTION NO. 2

TITLE: RE-APPOINTMENT OF COUNTY HISTORIAN

BE IT RESOLVED that Gabrielle Pierce is hereby reappointed as County Historian for a term of two years effective January 1, 2017 and ending December 31, 2018 at the salary contained in the budget.

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

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

RESOLUTION NO. 3

TITLE: RE-APPOINTMENT OF DIRECTOR OFFICE FOR THE AGING

BE IT RESOLVED that Wayne Shepard is hereby reappointed as Director Office for the Aging for a term of two years effective January 1, 2017 and ending December 31, 2018 at the salary contained in the budget.

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

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

RESOLUTION NO. 4

TITLE: RE-APPOINTMENT OF PUBLIC HEALTH DIRECTOR

BE IT RESOLVED that Amanda Walsh is hereby reappointed as Public Health Director for a term of six years effective January 1, 2017 and ending December 31, 2022 at the salary contained in the budget.

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

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

RESOLUTION NO. 5

TITLE: RE-APPOINTMENT OF STOP DWI COORDINATOR

BE IT RESOLVED that Scott Glueckert is hereby reappointed as Stop DWI Coordinator for a term of two years effective January 1, 2017 and ending December 31, 2018 at the salary contained in the budget.

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

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

RESOLUTION NO. 6

TITLE: RE-APPOINTMENT OF YOUTH BUREAU DIRECTOR

BE IT RESOLVED that Dana Scuderi-Hunter is hereby reappointed as Youth Bureau Director for a term of one year effective January 1, 2017 and ending December 31, 2017.

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

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

RESOLUTION NO. 7

TITLE: APPOINTMENT DIRECTOR OF VETERANS SERVICES AGENCY

BE IT RESOLVED that in accordance with Section 357 of the Executive Law, the re-appointment of Charles Piper by the Chairman of the Board as Director of Veterans Services Agency for a term of office effective January 1, 2017 and ending December 31, 2018 at the salary contained in the budget is hereby approved; and

BE IT FURTHER RESOLVED that in accordance with Section 148 of the General Municipal Law, Charles Piper is hereby designated as the person to oversee the burial of members of the Armed Forces of the United States and their families who do not have sufficient means to defray their funeral expenses.

The resolution was seconded by Mr. Rowe, Mr. Hynes and Mr. Spaccaferno and unanimously adopted.

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

RESOLUTION NO. 8

**TITLE: DESIGNATION OF PUBLICATION
OF LOCAL LAWS AND NOTICES: DEMOCRAT**

WHEREAS, the Democratic Party having designated the Deposit Courier for the purpose of publishing notices pursuant to County Law 214 (2);

NOW, THEREFORE, BE IT RESOLVED that pursuant to County Law 214 (2) that the Deposit Courier is designated for the calendar year 2017 to publish local laws and notices.

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

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

RESOLUTION NO. 9

**TITLE: DESIGNATION OF PUBLICATION
OF LOCAL LAWS AND NOTICES: REPUBLICAN**

WHEREAS, the Republican Party having designated The Reporter, published by Decker Advertising, Inc. for the purpose of publishing notices pursuant to County Law 214 (2);

NOW, THEREFORE, BE IT RESOLVED that pursuant to County Law 214 (2) that The Walton Reporter is designated for the calendar year 2017 to publish local laws and notices.

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

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

RESOLUTION NO. 10

TITLE: DESIGNATION OF DEPOSITORY FOR DELAWARE COUNTY FUNDS

BE IT RESOLVED pursuant to Section 212 of the County Law, as amended and now in force, the bank hereinafter specified is hereby designated as a depository for County Funds, together with the maximum amount that may be kept on deposit therein at any one time, and the County Treasurer is hereby authorized and directed to deposit County monies in the banks herein designated.

BE IT RESOLVED the County Treasurer is authorized to wire funds and use electronic transfer of funds (ACH) from or to each facility.

BE IT FURTHER RESOLVED that one certified copy of the resolution shall be filed in the office of the County Clerk, one in the office of the State Comptroller and two in the office of the County Treasurer by the Clerk of the Board of Supervisors.

Wayne Bank	\$35,000,000.00
The Delaware National Bank of Delhi	\$30,000,000.00
The Delaware National Bank of Delhi (Court and Trust Fund Designated by NYS Comptroller)	\$1,000,000.00
The National Bank and Trust Company	\$70,000,000.00
Community Bank, N.A.	\$30,000,000.00
Key Bank	\$250,000.00

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

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

RESOLUTION NO. 11

**TITLE: APPOINTMENT OF DELAWARE COUNTY FIRE ADVISORY BOARD
DEPARTMENT OF EMERGENCY SERVICES**

BE IT RESOLVED that the following appointments be made to the Delaware County Fire Advisory Board in accordance with 225-a of the County Law for year 2017:

Chairman: Dale Downin, Franklin
Vice Chairman: Daren Evans, Delhi
Secretary: David Briggs, East Meredith

Voting Departments:

Andes - Chief Dale Tait
Arena - Chief Mike Sarrubi
Arkville - Chief Robert Sweeney
Bloomville - Chief Mike Pietrantonio
Bovina - Chief Robert Burgin
Delhi - Chief Daren Evans
East Meredith – Chief David Briggs
Fleischmanns – Chief Todd Wickham
Franklin – Chief Tom Worden
Grand Gorge – Chief DJ Speenburgh

Hancock – Chief Richard Knapp
Hobart - Chief Ken Muthig
Margaretville – Chief Gene Rosa
Masonville – Chief Gary Mott
Meridale – Chief Richard Briscoe
Pindars Corners – Chief Matt Rittlinger
Sidney - Chief Shawn Sands
Sidney Center – Chief Dave Gill
Stamford – Chief AJ Vamosy
Trout Creek – Chief Chris Kinney
Walton – Chief Bob Brown

Alternate Departments (in order):

Downsville – Chief Richard Bell
Treadwell – Chief Tyler Huyck
Davenport – Chief Fred Utter
Halcottsville – Chief Jeff Slauson
Roxbury – Chief Ken Davie

South Kortright – Chief William Benkert
East Branch – Chief Rod Keesler
Cooks Falls – Chief Matt Murphy
Deposit – Chief Shaun Rynearson

Voting departments were selected based on meeting attendance for the previous year. Alternates are listed in order of their meeting attendance.

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

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

RESOLUTION NO. 12

**TITLE: 2017 BUDGET AMENDMENT DESIGNATION OF DELAWARE COUNTY
AS LOCAL SPONSOR FOR SNOWMOBILE GRANT
PLANNING DEPARTMENT**

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation has made funds available to develop and/or maintain snowmobile trails in New York State; and

WHEREAS, applications for grants for such development and/or maintenance of snowmobile trails require a local government sponsor; and

WHEREAS, the Hamden Hill Ridge Riders, the Otego Snow-Goers, The Delaware Valley Ridge Riders, the Central Catskill Trail Association, Big Valley Trail Breakers, Maywood Snowriders, Delaware Otsego Chenango Snowriders and the D & D Snowdiggers have applied for said funds for the development and/or maintenance of snowmobile trails in Delaware County;

NOW, THEREFORE, BE IT RESOLVED that Delaware County is hereby declared as

the Local Sponsor for this application under the New York State Office of Parks, Recreation and Historic Preservation Snowmobile Grant Program;

BE FURTHER BE IT RESOLVED that the Planning Department budget be amended to receive and dispense these moneys in compliance with the requirements of the Preservation Snowmobile Trails Grant Program as follows:

INCREASE REVENUES:

10-17989-43388900/7989001/908	State Otr Culture & Recreation	\$88,395.00
-------------------------------	--------------------------------	-------------

INCREASE APPROPRIATIONS:

10-17989-54555000/7989001/908	Recreation Snowmobile Grant	\$88,395.00
-------------------------------	-----------------------------	-------------

The resolution was seconded by Mr. Taggart and Mr. Spaccaforo and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 13

**TITLE: PAYMENT OF MACHINERY RENTALS
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, various authorized expenditures from the Machinery Fund are being made, especially for the purchase of new equipment; and

WHEREAS, anticipated rentals earned from the County Road Fund appear insufficient to meet those expenditures during the next several months.

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer is hereby authorized to pay in advance such highway equipment rentals as are necessary to cover the cash needs of the Machinery Fund; and to credit subsequent rental warrants against the amount so advanced, provided that the total advanced and credited shall not exceed the amounts authorized in the budget for 2017.

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

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

RESOLUTION NO. 14

**TITLE: INCREASE IN STENOGRAPHIC FEES
DISTRICT ATTORNEY**

WHEREAS, Section 703-a of the County Law requires that the Board of Supervisors set the rate of compensation to be paid to stenographers employed by the District Attorney and the current rate set by Resolution No. 13 of 2006 is inadequate to ensure availability of stenographers for Grand Jury and Justice Court work;

NOW, THEREFORE, BE IT RESOLVED that the current fee allowed for the daily attendance of stenographers for Grand Jury and Justice Court work be increased from \$175.00 per day to \$225.00 per day.

The resolution was seconded by Mr. Triolo and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

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

RESOLUTION NO. 15

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$1,767,689.88 were hereby presented to the Finance Committee for approval for payment on December 30, 2016 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	\$667,036.78
OET	\$5,603.06
Public Safety Comm System	\$434,747.70
Highway Audits, as Follows:	
Weights & Measures	\$3,161.31
Road	\$30,438.58
Machinery	\$34,698.52
Capital Road & Bridge	\$503,969.85
Capital Solid Waste	\$6,280.00
Solid Waste/Landfill	\$81,754.08

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$311,706.75 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	\$238,537.87
OET	\$20,743.88
Public Safety Comm System	\$0.00
Highway Audits, as Follows:	
Weights and Measures	\$0.00
Road	\$45,524.57
Machinery	\$6,900.43
Capital Road & Bridge	\$0.00
Capital Solid Waste	\$0.00
Solid Waste/Landfill	\$0.00

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 16

TITLE: EXECUTIVE SESSION

BE IT RESOLVED that the Delaware County Board of Supervisors convene in executive session to discuss the proposed acquisition of real property because publicity would substantially affect the value of the property.

The resolution was seconded by Mr. Taggart and Mr. Spaccaferno and unanimously adopted.

The meeting reconvened in regular session with all Supervisors present.

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

RESOLUTION NO. 17

**TITLE: AUTHORIZATION TO EXECUTE AN OPTION
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Delaware County Department of Public Works needs to replace its Maintenance Facility in Delhi; and

WHEREAS, the Department has evaluated all possible alternatives of reconstruction on the existing site and cannot do so without increasing flood backwaters; and

WHEREAS, the Delaware County Planning Department has developed criteria and evaluated a suitable building sites; and

WHEREAS, as a result of the siting study and with the approval of the full Board a potential site has been identified and is currently for sale.

NOW, THEREFORE, BE IT RESOLVED that the Chairman working in conjunction with the Acting County Attorney are herewith authorized to make an offer for an option to enter into a contractual agreement with the landowner to determine the suitability of the site; and

BE IT FURTHER RESOLVED that any further action taken with regard to said site shall be brought before the Board of Supervisors for their consideration and approval.

The resolution was seconded by Mr. Taggart, Mr. Spaccaformo and Mr. Pigford and unanimously adopted.

Upon a motion, the meeting was adjourned at 3:40 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

JANUARY 25, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, January 25, 2017 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 Tina B. Molé presiding.

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

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Mr. Rowe shared that former County Treasurer Cyrus Schoonmaker passed away January 23. Mr. Schoonmaker served as the Delaware County Treasurer from 1972 to 1986 and also served as the Chair of the Delaware County Republican Party.

Chairman Molé granted privilege of the floor to Mr. Triolo. Mr. Triolo introduced Director of Economic Development Glenn Nealis and Chairman of the Delaware County Industrial Development Agency (IDA) Jim Thomson.

Mr. Thomson referenced his handout entitled *Success in Sidney* and shared a video presentation regarding the growth of Awestruck Cider and the successful undertaking at their Sidney facility. Among other business successes, it was noted that Alpine Roofing and Home Improvement purchased six acres of land with a vacant building from the IDA intended to be demolished and formed a successful operation that is expected to create at least fourteen jobs in the County.

Mr. Nealis provided copies of the *Delaware County Department of Economic Development 2016 Year End Report* and an Economic Development news release entitled *IDA Millennium Fund Projects*. In 2016, the Department of Economic Development committed and secured nearly \$4.4 million in financial assistance for businesses, inducing nearly \$21 million of new investment and the creation and retention of 390 jobs.

Referencing the IDA Millennium funds Mr. Nealis said that the Millennium funds along with additional funding has resulted in the establishment of four new businesses and the creation and retention of 73 jobs in the Towns of Hancock and Deposit.

Mr. Nealis stated in reply to Chairman Molé, that the Millennium Pipeline fund was established in 2008 through an agreement between the IDA and Millennium Pipeline Company to stimulate economic development in the region. The agreement is for ten years, there are two years left.

In answer to Mr. Ellis, Mr. Nealis stated that salaries would vary depending upon the financial strength of the company and the position.

Mr. Rowe extended his appreciation for the successful efforts in retaining K-Tooling in Delaware County. The company had outgrown its Hancock location and was seriously looking at locations outside of Delaware County.

For standing committee reports Chairman of the Legislative Committee Mike Spaccaforno addressed Governor Cuomo's consolidation plan as presented in the proposed Fiscal Year 2018 Executive Budget. The concern for local governments is that if they want their state aid the state legislature would have to approve the Governor's proposal to have

municipalities consolidate services. He pointed out that the City of New York is exempt from this mandate. This is an example of how the state mandates put the burden on local municipalities to raise taxes to compensate for financial shortfalls.

The Supervisors were given information relating to how this plan will affect New York State Counties.

Mr. Eisel noted that the state is not providing any funding for the costs associated with putting the proposed savings plan together or for its implementation. He opined that this is another unfunded state mandate.

Mr. Valente noted that this plan is coming from a Governor who desires to eliminate all county, town and village governments believing that Albany can provide better services.

Chairman Molé advised that the Republican Legislative Breakfast would be at the Castle on the Delaware in Walton at 9:00 a.m. on Saturday, January 28. This will be a good place to bring up concerns as six of the County's legislators will be in attendance. Additionally, Mr. Spaccaforno will be representing the County at the New York State Association of Counties (NYSAC) Legislative Conference January 30-February 1 in Albany.

Mr. Eisel asked Mr. Spaccaforno to make the statement at the Legislative Conference that if the City is exempt from the mandates they should be exempt from voting on them.

For standing committee reports Chairman of the Public Works Committee Sam Rowe requested privilege of the floor at the February 22 meeting to provide an update for the Board and public on the progress of the new DPW building.

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

RESOLUTION NO. 18

**TITLE: 2017 BUDGET AMENDMENT
SHERIFF'S OFFICE**

WHEREAS, funds have been made available to the Sheriff's Office by way of felony drug prosecutions which funding is routinely collected; and

WHEREAS, five portable radios and nine heavy-duty headsets with boom microphones are needed for the Special Response Team members conducting police business at incident locations throughout Delaware County.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUES:

10-00000-34899000	Forfeiture of Crime Proceeds	\$3,454.36
-------------------	------------------------------	------------

INCREASE APPROPRIATIONS:

10-13110-52200000	Radio Equipment	\$3,454.36
-------------------	-----------------	------------

The resolution was seconded by Mr. Gladstone and adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 19

**TITLE: 2016 BUDGET AMENDMENT
ACCEPTANCE OF 2016 DRUG ABUSE ABATEMENT LEGISLATIVE GRANT
SHERIFF'S OFFICE**

WHEREAS, Delaware County is the recipient of a \$2,500 legislative grant to be used for the purpose of combating drug use; and

WHEREAS, Assemblyman Peter D. Lopez has allocated these funds to ensure that law enforcement personnel have the tools and resources necessary to help fight the heroin and opioid abuse that is rampant in our region; and

WHEREAS, this grant funding will be used to purchase educational/informational aids.

NOW, THEREFORE, BE IT RESOLVED that the 2016 Budget be amended as follows:

INCREASE REVENUES:

10-13110-43308900/3110052/907	Grant Funding State	\$2,500.00
-------------------------------	---------------------	------------

INCREASE APPROPRIATIONS:

10-13110-54327595/3110052/907	Grant Supplies/Programs	\$2,500.00
-------------------------------	-------------------------	------------

The resolution was seconded by Mr. Spaccaforo and adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 20

**TITLE: 2017 BUDGET AMENDMENT
HOME ENERGY ASSISTANCE PROGRAM (HEAP)
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Delaware County Department of Social Services is the designated local agency to administer the Home Energy Assistance Program (HEAP); and

WHEREAS, mandated local payments are being made; and

WHEREAS, these expenditures will be 100% reimbursed with federal funds.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUES:

10-16141-44464100	FEDERAL AID-HEAP	\$17,810.00
-------------------	------------------	-------------

INCREASE APPROPRIATIONS:

10-16141-54342030	HEAP-PA	\$17,810.00
-------------------	---------	-------------

The resolution was seconded by Mr. Taggart and Mr. Spaccaforo and adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 21

**TITLE: 2016 BUDGET AMENDMENT
REIMBURSEMENT OF EXPENDITURES UNDER NEW YORK STATE
OFFICE OF COMMUNITY RENEWAL AGRICULTURAL MICROENTERPRISE
COMMUNITY DEVELOPMENT BLOCK GRANT
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, the County of Delaware was awarded an Agricultural Microenterprise - Community Development Block Grant (CDBG) in the amount of \$200,000 to assist in the growth and development of local agricultural microenterprise entrepreneurs and businesses throughout Delaware County; and

WHEREAS, the County entered into a subrecipient agreement with the Delaware

County Local Development Corporation (DCLDC), whereby the DCLDC, on behalf of the County, has assumed responsibility for the delivery and administration of the Agricultural Microenterprise CDBG funds; and

WHEREAS, the DCLDC is supported by the Delaware County Department of Economic Development staff; and

WHEREAS, the DCLDC will provide funding to the Department of Economic Development to offset the expenditures relating to the administration and delivery of the grant; and

NOW, THEREFORE, BE IT RESOLVED that the 2016 Budget be amended as follows:

INCREASE REVENUES:

10-16326-42238906	Misc Rev Fr DCLDC	\$7,000.00
-------------------	-------------------	------------

INCREASE APPROPRIATIONS:

10-16326-51000000	Personal Services	\$7,000.00
-------------------	-------------------	------------

The resolution was seconded by Mr. Spaccaforno and adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 22

**TITLE: 2016 BUDGET AMENDMENT
REIMBURSEMENT OF EXPENDITURES UNDER
NEW YORK STATE OFFICE OF COMMUNITY RENEWAL
ECONOMIC DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, the Town of Delhi was awarded an Economic Development Community Development Block Grant (CDBG) Program in the amount of \$225,000 from the NYS Office of Community Renewal to assist with an expansion at Sportsfield Specialties; and

WHEREAS, the Town entered into a subrecipient agreement with the Delaware County Industrial Development Agency (DCIDA), whereby the DCIDA, on behalf of the Town, has assumed responsibility for the delivery and administration of the Economic Development CDBG funds; and

WHEREAS, the DCIDA is supported by the Delaware County Department of Economic Development staff; and

WHEREAS, the DCIDA will provide funding to the Department of Economic Development to offset the expenditures relating to the administration and delivery of the grant; and

NOW, THEREFORE, BE IT RESOLVED that the 2016 Budget be amended as follows:

INCREASE REVENUES:

10-16326-42238907	Misc Rev Fr DCIDCA	\$1,984.28
-------------------	--------------------	------------

INCREASE APPROPRIATIONS:

10-16326-54415080	Maint & Repair Srvcs Vehicles	\$1,984.28
-------------------	-------------------------------	------------

The resolution was seconded by Mr. Valente.

Mr. Tuthill thanked Mr. Nealis and his department for their assistance to the towns on this program.

The resolution was adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 23

**TITLE: 2017 BUDGET AMENDMENT
REIMBURSEMENT OF EXPENDITURES UNDER
NEW YORK STATE OFFICE OF COMMUNITY RENEWAL
ECONOMIC DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, the Town of Delhi was awarded an Economic Development Community Development Block Grant (CDBG) Program in the amount of \$225,000 from the NYS Office of Community Renewal to assist with an expansion at Sportsfield Specialties; and

WHEREAS, the Town entered into a subrecipient agreement with the Delaware County Industrial Development Agency (DCIDA), whereby the DCIDA, on behalf of the Town, has assumed responsibility for the delivery and administration of the Economic Development CDBG funds; and

WHEREAS, the DCIDA is supported by the Delaware County Department of Economic Development staff; and

WHEREAS, the DCIDA will provide funding to the Department of Economic Development to offset the expenditures relating to the administration and delivery of the grant; and

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUES:

10-16326-42238907	Misc Rev Fr DCIDCA	\$3,000.00
-------------------	--------------------	------------

INCREASE APPROPRIATIONS:

10-16326-52200000	Equipment	\$2,400.00
10-16326-54580000	Software	\$600.00

The resolution was seconded by Mr. Valente and adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 24

**TITLE: CHANGE ORDER NO. 1 OF PROPOSAL NO. 37-16
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution 113 of 2016 authorized the award of Proposal No. 37-16, to Harrison and Burrowes Bridge Constructors Inc., 22 Hamilton Lane, Glenmont, NY 12077 for the bid amount of \$888,888.88; and

WHEREAS, the project is completed and the final quantities have been measured and computed; and

WHEREAS, there were several line items that came in under the estimated quantities and five items that came in over the estimated quantities resulting in an overall decrease in the contract.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is

herewith authorized to execute Change Order No. 1 (Final) in the amount of (\$60,131.49) lowering the total project cost to \$828,757.39.

The resolution was seconded by Mr. Haynes.

In answer to Mr. Marshfield, Commissioner of Public Works Wayne Reynolds said this resolution refers to the Main Street in East Branch project. The project is funded by the County through the use of CHIPS funds.

The resolution was adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 25

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 trade-in, on-line auction or for scrap the following items:

<u>Description</u>	<u>SN/VIN</u>
Weaver 7,000# Car Lift Model AFH-70	4FG-214
HP Designjet 800 PS	DK5211015, DK650C203X
Digging Bucket	G603116
HP Photosmart 8450	CN4982113X
4 Heavy Duty Floor Jacks	N/A
Eagle Power Walk Behind	N/A
Self-Propelled Floor Broom	N/A
Sharp AR-287 Copier	6500595

The resolution was seconded by Mr. Haynes.

In answer to Mr. Eisel, Commissioner Reynolds stated that the four heavy-duty floor jacks range in tonnage from 2 to 5 tons.

The resolution was unanimously adopted.

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

RESOLUTION NO. 26

TITLE: A RESOLUTION ADOPTING THE FOLLOWING PROCEDURES AND POLICIES FOR THE DELAWARE COUNTY PLANNING DEPARTMENT FOR THE PROCUREMENT OF GOODS AND SERVICES NECESSARY FOR THE IMPLEMENTATION OF PROJECTS FUNDED BY THE GOVERNOR'S OFFICE OF STORM RECOVERY OF THE NEW YORK STATE HOUSING TRUST FUND CORPORATION PLANNING DEPARTMENT

WHEREAS, the Delaware County Planning Department has entered into a subrecipient agreement with the Governor's Office of Storm Recovery, an office of the New York State Housing Trust Fund Corporation, that provides funds for eligible Community Development Block Grant – Disaster Recovery (CDBG-DR) expenditures; and

WHEREAS, the subrecipient agreement requires procurement activities funded in whole or in part with CDBG-DR funds to be conducted in compliance with applicable United States

Department of Housing and Urban Development (HUD) procurement regulations as well as applicable state and local law; and

WHEREAS, on December 26, 2013, the Office of Management and Budget (OMB) published (at 78 Federal Register 78608) the “2 CFR Part 200 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards” that superseded the HUD procurement provisions of 24 CFR Parts 84 and 85; and

WHEREAS, HUD has issued new procurement standards as set forth in Notice: SD-2015-01: Transition to 2 CFR Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, Final Guidance* and in Notice: CPD-16-04 Additional Transition and Implementation Guidance for Recipients of Community Planning and Development (CPD) Funds for 2 CFR Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards*; and

WHEREAS, the Delaware County Planning Department desires to revise and amend its procurement procedures to be consistent with the HUD Notices on 2 CFR Part 200; and

WHEREAS, the Delaware County Planning Department desires to apply the amended and revised procurement procedures to future CDBG-DR procurements.

NOW, THEREFORE, BE IT RESOLVED by the Delaware County Board of Supervisors, on behalf of the Delaware County Planning Department that for CDBG-DR procurement actions undertaken on or after January 1, 2017, the Delaware County Planning Department shall comply with the procurement standards as set forth in 2 CFR Parts 200.317 through 200.326. In the event of a conflict between State or local laws and regulations and the procurement requirements of 2 CFR Part 200, the more stringent requirements will apply.

The resolution was seconded by Mr. Ellis.

In answer to Mr. Marshfield, County Planner Shelly Johnson-Bennett advised that this resolution is necessary for the County to be in compliance with the federal procurement policies for Community Development Block Grant-Disaster Recovery (CDBG-DR) projects. The Governor’s Office of Storm Recovery cannot provide funds for eligible CDBG-DR expenditures for our flood buyouts unless the County is in compliance with the proper procurement including the Women Minority Business Enterprise (WMBE) requirements.

In answer to Mr. Davis, Mrs. Johnson-Bennett said the new buyout is 100 percent funded by the CDBG-DR.

The resolution was unanimously adopted.

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

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

RESOLUTION NO. 27

TITLE: ACCEPTANCE OF THE FUNDING AWARD FROM THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR FISCAL YEAR 2017 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING DEPARTMENT OF ECONOMIC DEVELOPMENT

WHEREAS, the County of Delaware has been awarded a Microenterprise Community Development Block Grant in the amount of \$200,000; and

WHEREAS, these funds are designed to assist local microenterprise agricultural entrepreneurs and businesses throughout Delaware County which is essential to the County’s future economic vitality; and

WHEREAS, this program will result in the creation and retention of local jobs; and

WHEREAS, a grant agreement has been received by the County and must be executed and returned within 45 days to formalize the acceptance of the funds; and

WHEREAS, the County will enter into a sub-recipient agreement with the Delaware County Local Development Corporation (DCLDC), whereby the DCLDC will assume responsibility for the delivery and administration of the CDBG funds on behalf of the County.

NOW, THEREFORE, BE IT RESOLVED that the County of Delaware hereby authorizes and directs the County of Delaware Board of Supervisors' Chairman to formalize acceptance of the grant award by taking any and all steps necessary including, but not limited to, executing the NYS Community Development Block Grant Agreement and a sub-recipient agreement with the Delaware County Local Development Corporation, and establishing a non-interest bearing account for the specific use of this grant.

BE IT FURTHER RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUES:

10-16326-44498900/6326019/972	Other Federal Grant Funds	\$200,000.00
-------------------------------	---------------------------	--------------

INCREASE APPROPRIATIONS:

10-16326-54327000/6326019/972	General Grant Related Expense	\$200,000.00
-------------------------------	-------------------------------	--------------

The resolution was seconded by Mr. Spaccaforo.

Mr. Triolo advised that this is the third grant the County has received for the Microenterprise Program to assist agricultural entrepreneurs. Through the first two grants, the County has been able to provide \$370,000 of financial assistance to small agricultural businesses, stimulating over \$1.2 million of new investment in farming activities. This grant has been a real boon for new farm businesses within the County.

Mr. Nealis noted that over the last two years the program has helped develop agricultural businesses such as milk and cheese processing, mushroom and vegetable farms and the production of sausage.

The resolution was adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 28

**TITLE: 2017 BUDGET AMENDMENT
ACCEPTANCE OF GRANT FUNDING FOR TAI CHI FOR ARTHRITIS PROJECT
OFFICE FOR THE AGING**

WHEREAS, the Office for the Aging has been granted \$3,000 from CDPHP and \$300 from Fidelis to expand the agency's existing Tai Chi for Arthritis program for the county's older population; and

WHEREAS, this funding will be used to engage in activities to support health promotion and stay healthy wellness programs.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUES:

10-16772-42270603/6772048/977	Grant from Local	\$3,300.00
-------------------------------	------------------	------------

INCREASE APPROPRIATIONS:

10-16772-54327000/6772048/977	Contracted Services	\$2,550.00
10-16772-54327625/6772048/977	Travel	\$750.00

The resolution was seconded by Mr. Spaccaformo.

Chairman Molé noted that this is a very popular program that has had a waiting list since its inception.

The resolution was adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 29

TITLE: RESOLUTION IN SUPPORT OF STATE FUNDING FOR THE IMPLEMENTATION OF THE BELLEAYRE MOUNTAIN SKI CENTER UNIT MANAGEMENT PLAN - FULL BUILD OUT ALTERNATIVE DEPARTMENT OF ECONOMIC DEVELOPMENT

WHEREAS, in 1987, the voters of the State of New York approved a constitutional amendment authorizing the expansion of the Belleayre Mountain Ski Center; and

WHEREAS, the 2008 Catskill Park State Land Master Plan included the recommendation to modernize and expand the Belleayre Mountain Ski Center, stating that “New efforts to link recreational development on the Forest Preserve with Catskill communities can give substantial support to local economic development”; and

WHEREAS, the Belleayre Mountain Ski Center Unit Management Plan was revised for the express purpose of establishing a comprehensive plan to allow the NYS Olympic Regional Development Authority to modernize and expand the entire facility to address future needs, and increase public safety and enjoyment; and

WHEREAS, the revised UMP for the Belleayre Mountain Ski Center was developed based upon recommendations by ski-industry experts to expand and renovate the Belleayre Mountain Ski Center to ensure its continued viability; and

WHEREAS, on December 2, 2015, the New York State Department of Environmental Conservation, as lead agency under the State Environmental Quality Review Act, issued a Findings Statement for the Belleayre Mountain Ski Center Unit Management Plan and approved the revision to the Unit Management Plan allowing for the development of the “Full Build Out Alternative” for the ski center; and

WHEREAS, on December 4, 2015, Governor Cuomo announced the final approval for the expansion and modernization of the Belleayre Mountain Ski Center, which stated this project is expected to provide a major boom to tourism in the Catskills and the region's economy; and

WHEREAS, the Belleayre Mountain Ski Center is a significant economic driver for the Rt. 28 corridor, drawing ski visitors from throughout the Northeast and creates both full time and part-time employment for nearly 400 Catskill Region residents; and

WHEREAS, visitors to the Belleayre Mountain Ski Center also patronize numerous local businesses in Delaware County and the region, allowing those businesses to prosper, create jobs and raise significant tax revenue for the State of New York and the local communities; and

WHEREAS, the “Full Build Out Alternative” is projected to more than double the number of skier visits to the Belleayre Mountain Ski Center, creating 32 new full-time jobs at the Ski Center and inducing over \$32 million of visitor spending at small businesses throughout the region annually.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors hereby requests that Governor Cuomo and the NYS Legislature enable the implementation of the multi-year capital improvement plan contained in the Belleayre Mountain Ski Center Unit Management Plan by allocating the requisite funding within the 2017-18 State

Budget.

The resolution was seconded by Mr. Valente.

Mr. Nealis explained that this resolution is asking the state to implement the management plan introduced by the New York State Department of Environmental Conservation and accepted by the state in 2015. The plan called for an investment of \$75 million in the Belleayre Mountain Ski Center over a five-year period. He noted that since the submission of this resolution the Governor announced that \$20 million would be invested in state-owned ski centers. However, there is no funding slated for Belleayre Mountain Ski Center; the \$20 million will be used for Gore Mountain Ski Resort and Whiteface Mountain.

Mr. Valente noted that funding invested by the state in the past has shown good results.

In answer to Mr. Eisel, Mr. Nealis said that Belleayre Mountain Ski Center is a state-funded ski center.

The resolution was unanimously adopted.

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

RESOLUTION NO. 30

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$3,146,738.77 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	\$2,373,071.68
OET	\$8,223.53
Public Safety Comm System	\$156,694.05
Highway Audits, as Follows:	
Weights and Measures	\$89.33
Landfill	\$84,401.37
Road	\$260,564.77
Machinery	\$164,084.33
Capital Road & Bridge	\$94,238.71
Capital Solid Waste	\$5,371.00

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

Chairman Molé made the following committee appointments:

COMMUNITY SERVICES BOARD

4-year term ending December 31, 2020

Appoint:

Supervisor Art Merrill replacing Tina Molé

YOUTH BUREAU BOARD

3-year term ending December 31, 2019

Reappoint:

Supervisor Wayne Marshfield

Joan Joedicke

John Bonhotal

Suzanne Swantak-Furman

Donna Otello

Jeff Staples

Meghan Staring

Upon a motion, the meeting was adjourned at 1:45 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

FEBRUARY 22, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, February 22, 2017 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 Tina B. Molé presiding.

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

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé granted privilege of the floor to Mr. Marshfield who introduced Executive Director of the Central New York Veteran's Outreach Center Vincent Scalise to provide an overview of the Delaware County Veteran's Outreach Center in Stamford, NY.

Mr. Scalise thanked Director of Veterans Services Charlie Piper for contacting him a little over a year ago to begin discussion of an outreach center at the Delaware Inn located in the Town of Stamford. The project is now in its final stage of negotiation and will begin serving the area's 3,600 veterans in March.

He referenced an informational packet placed on each Supervisor's desk and explained that the outreach centers provide supportive services designed to meet the needs of veterans and their families. There are two outreach centers operating at this time, a center in Utica serving Central, NY and a center in Watertown serving Northern, NY. Services offered at the centers include case management, referrals to legal assistance, referrals for V.A. Benefits, a food pantry, a donation room, free internet access within the facilities, a thrift store, a wheelchair accessible van for transport and temporary housing. Between the two centers, about 250 veterans receive services on a monthly basis and about 90 homeless veterans a year successfully work through the issues leading to homelessness and find permanent housing.

The initial plan at the Delaware Inn is to offer basic services two days a week utilizing existing staff. Employment opportunities and additional operating hours will be based on funding and the demand for services.

Mr. Scalise explained in answer to Mr. Eisel that the centers receive financial support through the federal program Supportive Services for Veterans and their families (SSVF).

In response to Chairman Molé, Mr. Scalise said that funding is applied for annually and is not guaranteed. However, based on the proven results of the outreach centers and strong congressional support funding has been awarded consistently.

Mr. Scalise explained in response to Mr. Marshfield, that the housing program is a transitional program. The goal of the program is to help the veteran recover from the cause of homelessness and move on to a better quality of life and permanent housing. He noted that the program has a success rate of 98.7 percent, which is higher than the national rate of 77 percent.

In reply to Mr. Gladstone, Mr. Scalise said that once a funding stream is established and the center is secure the Delaware Inn location would have a staff of five full-time employees, augmented with part-time employees and volunteers.

In answer to Chairman Molé, Mr. Scalise noted that the Albany Stratton VA Medical Center would be providing the mental health programs for veterans at this location.

Mr. Scalise stated in response to Mr. Gregory that a van and a transportation schedule would be available at the Delaware Inn.

Mr. Eisel stated this is a very worthwhile program for the County's veterans.

Chairman Molé thanked Mr. Scalise for an informative presentation and for his efforts on behalf of Delaware County and its veterans.

For standing committee reports Chairman of the Public Works Committee Sam Rowe advised that the presentation planned for this meeting required further updating and requested privilege of the floor at the March 8 meeting.

For standing committee reports Chairman of the Legislative Committee Mike Spaccaforo referenced a handout he provided the Supervisors entitled *2017 Legislative Conference New York State Association of Counties (NYSAC) Hon. William E. Cherry, President Remarks to the Full Delegation dated January 31, 2017*. Mr. Spaccaforo said that Mr. Cherry's comments are right on target. He stated that NYSAC wants to do what is right for the counties but at the same time is hesitant to make too many waves at the state level. He referred to his attendance at the Legislative Meeting in Albany noting that he asked several questions but did not get satisfactory answers. He opined that the Governor's proposed Budget Plan would not work until the state addresses unfunded mandates to the counties.

Chairman Molé concurred with Mr. Spaccaforo noting that she and four other Supervisors attended the Governor's Budget Proposal meeting at SUNY Delhi and were unable to get answers to their questions.

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

RESOLUTION NO. 31

**TITLE: 2017 BUDGET AMENDMENT
ACCEPTANCE OF 2017 POLICE PROTECTIVE EQUIPMENT PROGRAM
DEPARTMENT OF CRIMINAL JUSTICE SERVICES GRANT
SHERIFF'S OFFICE**

WHEREAS, Delaware County is the recipient of a grant award from the New York State Division of Criminal Justice Services in the amount of \$24,977; and

WHEREAS, under the terms of this award the funds are to be used by a partnership formed by county-wide law enforcement agencies to equip their officers with protective equipment and DCJS approved patrol rifles; and

WHEREAS, this grant funding is intended to provide the greatest level of protection and effectiveness when confronting active shooter incidents, terrorist attacks and other criminal events.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUES:

10-13110-43308900/3110052/907	Grant Funding State	\$24,977.00
-------------------------------	---------------------	-------------

INCREASE EXPENSES:

10-13110-54327595/3110052/907	Grant Supplies/Programs	\$24,977.00
-------------------------------	-------------------------	-------------

The resolution was seconded by Mr. Haynes.

In answer to Mr. Marshfield, Sheriff Mills explained that county-wide law enforcement agencies include the Delaware County Sheriff's Office, Colchester Town Police Department, Delhi Village Police Department, Hancock Village Police Department, Sidney Village Police Department and Walton Village Police Department.

Sheriff Mills noted that this gear is in addition to previously purchased protective gear to ensure the highest level of protection for our law enforcement.

The resolution was adopted by the following vote: Ayes 4674, Noes 0, Absent 125 (Layton).

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

RESOLUTION NO. 32

**TITLE: 2017 BUDGET AMENDMENT
ACCEPTANCE OF 2016 BULLETPROOF VEST PARTNERSHIP GRANT
SHERIFF'S OFFICE**

WHEREAS, Delaware County is the recipient of a grant awarded by the US Department of Justice and administered by the Bulletproof Vest Partnership ("BVP") in an amount not to exceed \$1,600; and

WHEREAS, the grant to be administered by the Delaware County Sheriff's Office was awarded for the specific purpose of reimbursing Delaware County 50% of the cost of purchasing Bullet Proof Vests at a price not to exceed \$1,600 during the period commencing on April 1, 2016 and ending on August 31, 2018, unless extended.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUES:

10-13110-44432000/3110053/907	Federal Crime Control	\$1,600.00
-------------------------------	-----------------------	------------

INCREASE APPROPRIATIONS:

10-13110-52200001/3110053/907	Equipment Grant-Bulletproof Vests	\$1,600.00
-------------------------------	-----------------------------------	------------

The resolution was seconded by Mr. Haynes.

In answer to Mr. Marshfield, Sheriff Mills stated that the need for additional Bulletproof Vests is because they expire and safety requirements are enhanced regularly.

The resolution was adopted by the following vote: Ayes 4674, Noes 0, Absent 125 (Layton).

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

RESOLUTION NO. 33

**TITLE: 2017 BUDGET AMENDMENT
REIMBURSEMENT OF EXPENDITURES UNDER NEW YORK STATE OFFICE OF
COMMUNITY RENEWAL AGRICULTURAL MICROENTERPRISE
COMMUNITY DEVELOPMENT BLOCK GRANT
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, the County of Delaware was awarded an Agricultural Microenterprise - Community Development Block Grant (CDBG) in the amount of \$200,000 to assist in the growth and development of local agricultural microenterprise entrepreneurs and businesses throughout Delaware County; and

WHEREAS, the County entered into a subrecipient agreement with the Delaware County Local Development Corporation (DCLDC), whereby the DCLDC, on behalf of the County, has assumed responsibility for the delivery and administration of the Agricultural Microenterprise CDBG funds; and

WHEREAS, the DCLDC is supported by the Delaware County Department of Economic

Development staff; and

WHEREAS, the DCLDC will donate funds to the Department of Economic Development to offset the expenditures relating to the administration and delivery of the grant.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUES:

10-16326-42238906	Misc Rev Fr DCLDC	\$7,000.00
-------------------	-------------------	------------

INCREASE APPROPRIATIONS:

10-16326-54308000	Future Development	\$7,000.00
-------------------	--------------------	------------

The resolution was seconded by Mr. Eisel and adopted by the following vote: Ayes 4674, Noes 0, Absent 125 (Layton).

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

RESOLUTION NO. 34

**TITLE: 2017 BUDGET AMENDMENT
REIMBURSEMENT OF EXPENDITURES UNDER
NEW YORK STATE OFFICE OF COMMUNITY RENEWAL
ECONOMIC DEVELOPMENT- COMMUNITY DEVELOPMENT BLOCK GRANT
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, Delaware County was awarded an Economic Development Community Development Block Grant (CDBG) Program in the amount of \$151,970 from the NYS Office of Community Renewal to assist with an expansion at K-Tooling, Inc.; and

WHEREAS, the County entered into a subrecipient agreement with the Delaware County Industrial Development Agency (DCIDA), whereby the DCIDA, on behalf of the County, has assumed responsibility for the delivery and administration of the Economic Development CDBG funds; and

WHEREAS, the DCIDA is supported by the Delaware County Department of Economic Development staff; and

WHEREAS, the DCIDA will donate funds to the Department of Economic Development to offset the expenditures relating to the administration and delivery of the grant.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUES:

10-16326-42238907	Misc Rev Fr DCIDCA	\$1,970.00
-------------------	--------------------	------------

INCREASE APPROPRIATIONS:

10-16326-54308000	Future Development	\$1,970.00
-------------------	--------------------	------------

The resolution was seconded by Mr. Valente and adopted by the following vote: Ayes 4674, Noes 0, Absent 125 (Layton).

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

RESOLUTION NO. 35

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

LETTING OF JANUARY 26, 2017

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. 1-17 Rental of Construction Equipment to: A. Montano Co., Inc., 571 Route 212, Saugerties, NY 12477; Abele Tractor & Equipment Co., Inc., 72 Everett Road, Albany, NY 12205; Admar Supply Co., Inc., 449 Commerce Road, Vestal, NY 13850; Anderson Equipment Co., 720 E. Franklin St., Endicott, NY 13760; Beck Equipment, Inc., PO Box 243, Preble, NY 13141; Bothar Construction, LLC, 170 East Service Road, Binghamton, NY 13901; Broome Bituminous Products, Inc., PO Box 354, Vestal, NY 13850; Boyle Excavating, Inc., 233 Boyle Road, Harpersfield, NY 13786; Clark Companies, Inc., P.O. Box 427, Delhi, NY 13753; Cobleskill Stone Products, Inc., P.O. Box 220 Cobleskill, NY 12043; DG Construction Service LLC, 220 State Road, Andes, NY 13731; Delhi Rock Drilling, Inc., 20306 State Highway 28, Delhi, N.Y. 13753; Donegal Construction Corporation, 1235 Marguerite Lake Rd., Greensburg, PA 15601; Robert H. Finke & Sons Inc., PO Box 127 Selkirk, NY 12158; LaFever Excavating Inc., 3135 County Highway 6, Bovina Center, NY 13740; Oneonta Equipment Rental and Sales, 532 Co. Hwy. 58, Oneonta, NY 13820; Pawlikowski's Excavating, 1215 Hamden Hill Rd., Delhi, NY 13753; Reclamation LLC, P.O. Box 292, West Hurley, N.Y. 12491; Schulz's Trucking, 1838 Swantak Road, Bloomville, NY 13739; Suit-Kote Corp., 1911 Lorings Crossing Rd., Cortland, N.Y. 13045; Tracey Road Equipment, 6803 Manlius Center Rd., East Syracuse, NY 13057; Tri-Town Development Corp., PO Box 237, Sidney, NY 13838; Vantage Equipment, LLC, 5985 Court Street Road, Syracuse, NY 13206; Vestal Asphalt, Inc., 201 Stage Road, Vestal, NY 13850.

Bid Price: See Summary Sheet

PROPOSAL NO. 22-17 Cutting and Trimming Trees to: ASPLUNDH Tree Expert Co., 5154 NY Rt. 26, Whitney Point, NY 13862.

Bid Price: See Summary Sheet

Towns may participate in these bids.

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. Haynes and adopted by the following vote: Ayes 4674, Noes 0, Absent 125 (Layton).

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

RESOLUTION NO. 36

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

LETTING OF FEBRUARY 1, 2017

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. 2-17 Asphalt Concrete & Related work to: Cobleskill Stone Products, Inc., P.O. Box 220 Cobleskill, N.Y. 12043

Bid Price: See Summary Sheet

PROPOSAL NO. 3-17 Asphalt Concrete & Related Work for Parking Lots, Sidewalks & Misc. Small Jobs to: Broome Bituminous Products Inc., 416 Prentice Road, Vestal, NY 13850; Cobleskill Stone Products, Inc., P.O. Box 220 Cobleskill, N.Y. 12043

Bid Price: See Summary Sheet

PROPOSAL NO. 4-17 Hot Mix Asphalt, Vendor Delivered, Municipally Placed to: Broome Bituminous Products Inc., 416 Prentice Road, Vestal, NY 13850; Cobleskill Stone Products, Inc., P.O. Box 220 Cobleskill, N.Y. 12043

Bid Price: See Summary Sheet

PROPOSAL NO. 5-17 Hot Mix Asphalt, FOB Supplier's Plant to: Broome Bituminous Products Inc., 416 Prentice Road, Vestal, NY 13850; Cobleskill Stone Products, Inc., P.O. Box 220 Cobleskill, N.Y. 12043.

Bid Price: See Summary Sheet

Towns may participate in these bids.

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. Haynes and adopted by the following vote: Ayes 4674, Noes 0, Absent 125 (Layton).

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

RESOLUTION NO. 37

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

LETTING OF FEBRUARY 2, 2017

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. 6-17 Liquid Bituminous Concrete & Related Equipment Bid to: Gorman Asphalt DBA American Asphalt, 200 Church Street, Albany, NY 12202; Central Asphalt Division of Suit-Kote Corp., 1911 Lorings Crossing Rd., Cortland, N.Y. 13045; Peckham Materials Corp., 2 Union Street Ext., Athens, N.Y. 12015; Vestal Asphalt Inc., 201 Stage Road, Vestal, N.Y. 13850.

Bid Price: See Summary Sheet

Towns may participate in these bids.

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. Haynes and adopted by the following vote: Ayes 4674, Noes 0, Absent 125 (Layton).

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

RESOLUTION NO. 38

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

LETTING OF FEBRUARY 8, 2017

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. 7-17 Stone & Gravel Products to: Carver Sand & Gravel LLC, 494 Western Turnpike, Altamont, NY 12009; Burton F. Clark, Inc., PO Box 427, Delhi, NY 13753; Cobleskill Stone Products, Inc., PO Box 220, Cobleskill, NY 12043; Delaware Bulldozing Corp., 5700 Co. Hwy 18, Bloomville, NY 13739; E&R Popes Excavating, LLC, 1073 Co. Hwy 1, Mt. Upton, NY 13809; Hanson Aggregates NY LLC, PO Box 513, Jamesville, NY 13078; J&A Sand & Gravel Inc., 8765 St. Hwy 30, Downsville, NY 13755; LaFaver Sand & Gravel, LLC., 3135 County Highway 6, Bovina Center, NY 13740; Masonville Stone Inc., 12999 State Route 8, Masonville, NY 13804; MBK Associates, 4611 Hancock Hwy, Equinunk, PA 18417; SM Young Construction , LLC, 871 Bull hill rd., Gilboa, NY 12076; Schaefer Enterprises of Deposit, Inc., 315 Old Route 10, Deposit, NY 13865; Seward Sand & Gravel, Inc., 532 County Highway 58, Oneonta, NY 13820; Tri City Highway Products Inc., PO Box 338, Binghamton, NY 13902.

Bid Price: See Summary Sheet

PROPOSAL NO. 8-17 Gravel Processing to: Burton F. Clark, Inc., PO Box 427, Delhi, NY 13753; Seward Sand & Gravel, Inc., 532 County Highway 58, Oneonta, NY 13820

Bid Price: See Summary Sheet

Towns may participate in these bids.

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. Haynes and adopted by the following vote: Ayes 4674, Noes 0, Absent 125 (Layton).

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

RESOLUTION NO. 39

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

LETTING OF FEBRUARY 9, 2017

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. 9-17 Transit Mixed Concrete to: Masters RMC, Inc., PO Box 25, Kingsley, PA 18826; Otsego Ready Mix, Inc., 2 Wells Avenue, Oneonta, NY 13820; Saunders Concrete Co., Inc., 5126 S. Onondaga Rd., Nedrow, NY 13120; Wadler Bros Inc., 47293 St Hwy 28, Fleischmanns, NY 12430.
- Bid Price: See Summary Sheet
- PROPOSAL NO. 10-17 Steel Structural Shapes, Misc. to: Chemung Supply Corp., PO Box 527, Elmira, NY 14902; Steel Sales Inc., PO Box 539, Sherburne, NY 13460;
- Bid Price: See Summary Sheet
- PROPOSAL NO. 11-17 Used Steel Pipe & New Steel Pipe End Sections to: Allegany Pipe & Tubular, 2954 Co Rt 22, Andover, NY 14806-9616; Chemung Supply Corp., PO Box 527, Elmira, NY 14902.
- Bid Price: See Summary Sheet
- PROPOSAL NO. 12-17 Interlocking Steel Sheet Piling to: Chemung Supply Corp., PO Box 527, Elmira, NY 14902
- Bid Price: See Summary Sheet
- PROPOSAL NO. 13-17 Steel Reinforcing Bars to: Chemung Supply Corp., PO Box 527, Elmira, NY 14902; Steel Sales Inc., PO Box 539, Sherburne, NY 13460; Weitsman Recycling, LLC, 15 West Main St., Owego, NY 13827.
- Bid Price: See Summary Sheet
- PROPOSAL NO. 14-17 Epoxy Coated Steel Reinforcing Bars to: Chemung Supply Corp., PO Box 527, Elmira, NY 14902; Steel Sales Inc., PO Box 539, Sherburne, NY 13460.
- Bid Price: See Summary Sheet
- PROPOSAL NO. 16-17 Gabions to: Chemung Supply Corp., PO Box 527, Elmira, NY 14902
- Bid Price: See Summary Sheet
- PROPOSAL NO. 17-17 Pressure Treated Timbers to: Pickett Building Materials, 6459 State Highway 23, Oneonta, NY 13820
- Bid Price: See Summary Sheet
- PROPOSAL NO. 18-17 Plain Elastomeric Bridge Bearing Material to: Allied Building Products, 158 Syracuse St., Syracuse, NY 13204.
- Bid Price: See Summary Sheet
- PROPOSAL NO. 19-17 Bridge Deck Membrane to: Allied Building Products, 158 Syracuse St., Syracuse, NY 13204.
- Bid Price: See Summary Sheet

PROPOSAL NO. 20-17 Steel Sign Posts to: Chemung Supply Corp., PO Box 527, Elmira, NY 14902

Bid Price: See Summary Sheet

PROPOSAL NO. 21-17 Lubricating Oils to: Superior Lubricants, 32 Ward Rd., North Tonawanda, NY 14120

Bid Price: See Summary Sheet

PROPOSAL NO. 23-17 Light Weight Grout Components to: Pickett Building Materials, 6459 State Highway 23, Oneonta, NY 13820

Towns may participate in these bids.

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. Haynes and adopted by the following vote: Ayes 4674, Noes 0, Absent 125 (Layton).

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

RESOLUTION NO. 40

TITLE: AUTHORIZATION FOR AWARDS DELAWARE COUNTY DEPARTMENT OF PUBLIC WORKS

LETTING OF FEBRUARY 14, 2017

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. 26-17 Purchase of Tandem Axle Tractor to: Ben Funk Inc., 3609 Route 9, Hudson, NY 12534

Bid Price: \$149,092.70

PROPOSAL NO. 28-17 Purchase of Track Excavator to: Abele Tractor & Equipment Co., Inc., 72 Everett Road, Albany, NY 12205

Bid Price: \$177,203.24

PROPOSAL NO. 29-17 Purchase of Tier 4 Tow Behind Stump Cutter to: Tracey Road Equipment, 6803 Manlius Center Road, East Syracuse, NY 13057

Bid Price: \$44,479.00

PROPOSAL NO. 30-17 Purchase of Extendable Trailer to: Tracey Road Equipment, 6803 Manlius Center Road, East Syracuse, NY 13057

Bid Price: \$65,859.00

Other municipalities in Delaware County may participate in this award.

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. Haynes and adopted by the following vote: Ayes

4674, Noes 0, Absent 125 (Layton).

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

RESOLUTION NO. 41

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

LETTING OF FEBRUARY 3, 2017

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. 27-17 Purchase of Tandem Axle Dump w/Snow Equipment to: Mohawk Valley Freightliner, 703 Oriskany Blvd., Yorkville, NY 13495

Bid Price w/Change Order # 1: \$207,811.00

Other municipalities in Delaware County may participate in this award.

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. Haynes and adopted by the following vote: Ayes 4674, Noes 0, Absent 125 (Layton).

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

RESOLUTION NO. 42

**TITLE: CHANGE ORDER NO. 2 OF PROPOSAL NO. 10-16
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 26 of 2016 authorized the award of Proposal No. 10-16, "Steel Structural Shapes, Misc. (Shapes & Plates >or equal to ¼)" to Steel Sales Inc., PO Box 539, Sherburne, NY 13460 for the bid amount of \$0.4697; and

WHEREAS, Resolution No. 120 of 2016 authorized Change Order No. 1 for the upgrade of the steel for bridge 101P only; and

WHEREAS, the design for the replacement of Bridge 63, Johnson Road over Charlotte Creek, Town line of Davenport and Harpersfield, requires a higher designation of steel (A709 as opposed to A36/992) than was provided for in Proposal No. 10-16; and

WHEREAS, DPW has negotiated with Steel Sales for the supply of the required steel products.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 2 for the supply of structural steel products for Bridge 63 at the unit prices of \$0.5165 per pound for A709 steel.

The resolution was seconded by Mr. Haynes and adopted by the following vote: Ayes 4674, Noes 0, Absent 125 (Layton).

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

RESOLUTION NO. 43

**TITLE: CHANGE ORDER NO. 1 OF PROPOSAL NO. SW1-16
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 149 of 2016 authorized the award of Proposal No. SW1-16, “CoComposting Facility Air Handling Improvements” to Southerntier Custom Fabricators, Inc., 1322 College Avenue, Elmira, NY 14901 for the bid amount of \$101,674; and

WHEREAS, the completion date for the contract was scheduled to be March 5, 2017; and

WHEREAS, the lead times for obtaining complete submittals and equipment from manufacturers took longer than anticipated.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 1 for the contract which is a 90 day “no cost” time extension.

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

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

RESOLUTION NO. 44

**TITLE: LEGISLATIVE REQUEST FOR CONTINUATION OF
SALES TAX LEVY**

WHEREAS, the Delaware County Board of Supervisors requested the New York State Legislature to extend an increase in the sales tax levy in February of 2015; and

WHEREAS, the New York State Legislature amended the law to allow for the collection of a sales tax at a rate which is one percent additional to the statutory three percent rate authorized by law; and

WHEREAS, current authorization to collect the additional one percent sales tax expires on November 30, 2017; and

WHEREAS, the Board of Supervisors may formally request from the New State Legislature approval to continue with the additional tax every two years; and

WHEREAS, a continuation of the additional one percent sales tax levy was requested by the Board and approved by chapter 314 of the Laws of 2015; and

WHEREAS, the Board believes it appropriate to use the sales tax as a means to help stabilize the county property tax levy.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors formally request that the New York State Legislature amend Section 1210 of the Tax Law to allow Delaware County to continue the collection of the additional one percent sales tax consistent with state approvals in 2005, 2007, 2009, 2011, 2013 and 2015.

The resolution was seconded by Mr. Spaccaferno and unanimously adopted

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

RESOLUTION NO. 45

**TITLE: RECOGNITION OF CONTRIBUTION FROM THE
COLLEGE FOUNDATION AT DELHI, INC.
OF POTTERS' FIELD**

WHEREAS, the College Foundation at Delhi, Inc. is donating to the County of Delaware 4.568 acres in the Town of Delhi bordering Arbor Hill Road which contains the Delaware

County Home Cemetery also known as the “Potters’ Field ,” and

WHEREAS, Potters’ Field was a cemetery used to bury paupers and those residing at the Delaware County Poor House from 1831 through 1956; and

WHEREAS, the cemetery is in dire need of restoration and the County is desirous of maintaining and marking the graves of the numerous people that are buried there.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors acknowledges with gratitude the donation of the “Potters’ Field” land by the College Foundation at Delhi, Inc.

The resolution was seconded by Mr. Ellis.

In response to Mr. Hynes, Sheriff Mills explained that the cemetery project began about five years ago. He noted that there are at least four World War I and three or more Civil War veterans buried there. To date 401 burials are confirmed with existing records and 377 graves have been located. Community volunteers, organizations, and inmates from Sheriff’s Inmate Program have brought the property back from total ruin. The cemetery and out buildings will be maintained with funding received from community donations and the O’Connor Foundation.

Mr. Gregory referenced a recent similar situation in which the Town of Walton would not accept the donation of land due to the costs in maintaining it. He noted the significance of this gift of land but expressed concern that acceptance of the property would place a financial burden on the County. He stated that he fully supports the restoration effort but opined that taking the property from the college would be similar to an unfunded mandate placed upon the county.

County Historian Gabrielle Pierce shared that SUNY Delhi was desirous of selling land surrounding the Delaware County Home Cemetery. The cemetery land had to be subdivided out in order for New York City to purchase the remaining property. She pointed out that the transaction has already occurred and the resolution is an acknowledgement and thank you.

Mr. Marshfield opined that the County was responsible for the burials in Potters’ Field and that returning the property to the County is appropriate.

Chairman Molé noted that this resolution is to acknowledge the donation of the Potters’ Field land to the County. She stated the resolution is timely as Ms. Pierce is giving presentations around the County on the history of the Poor House and Potters’ Field.

Mr. Hynes stated that Sheriff Mills and Ms. Pierce are to be commended for the work they are doing to restore the Delaware County Home Cemetery.

Sheriff Mills credited the late Charles A. Eustis of Delhi, NY who worked tirelessly for the recognition of those buried at Potters’ Field. His diligence to this worthwhile cause was the beginning of the restoration project.

The resolution was adopted by the following vote: Ayes 4116, Noes 558 (Gregory), Absent 125 (Layton).

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

RESOLUTION NO. 46

TITLE: RESOLUTION URGING STATE LEGISLATIVE LEADERS TO FOCUS THEIR PROPERTY TAX RELIEF EFFORTS ON FISCAL REFORMS THAT WILL LEAD TO PERMANENT AND HISTORIC PROPERTY TAX REDUCTION BY ASSUMING THE COST OF STATE PROGRAMS THAT COUNTIES ARE CURRENTLY REQUIRED TO PAY FOR UNDER STATE LAW

WHEREAS, state leaders have identified property taxes as the number one fiscal burden for homeowners and small businesses, as well as the largest impediment to economic growth and job creation in Upstate New York and Long Island; and

WHEREAS, the Governor and State Legislature have enacted several laws over the last couple of decades designed to address New York's highest in the nation property taxes, including the creation of STAR school tax relief, a property tax cap, a temporary two-year property tax freeze program and a new temporary tax rebate check program; and

WHEREAS, the Governor has proposed a new "property tax relief" program that requires county officials to design local government shared service programs and/or complete local government consolidations in order to reduce pressure on local property taxes; and

WHEREAS, the Governor's proposal requires county officials to submit such proposals in a referendum to the people for a vote on an annual basis until one is approved; and

WHEREAS, counties and other local governments are implementing thousands of shared services projects and other government efficiencies; and

WHEREAS, current state law has a process to allow local governments to consolidate subject to voter approval; and

WHEREAS, holding additional voting annually will require local governments to incur tens of millions of dollars in unnecessary voting costs; and

WHEREAS, the Governor and State Legislature have enacted state tax rebate check programs and tax breaks for select special interest groups and industrial sectors, not including STAR, and state income tax cuts that will exceed \$7 billion on an annual basis – none of which reduce any homeowner's or small businesses' property tax bills; and

WHEREAS, county elected leaders have strongly advocated in support of ways to lower the property tax burden for homeowners and businesses across the state going back nearly 50 years when the largest state mandate, Medicaid, was first imposed on counties, growing from \$100 million then to over \$7.5 billion today; and

WHEREAS, since that time the State has required county taxpayers to finance with local tax dollars dozens of other state programs that, for the most part, counties in other states are not required to finance; and

WHEREAS, these state imposed mandates on counties require more than \$12 billion annually in locally raised taxes to be sent to the State Capitol so they can be used by the state in lieu of state raised taxes to pay for state programs and initiatives; and

WHEREAS, state elected officials do recognize that mandating local governments to finance state designed and controlled programs does lead to higher property taxes and as a result they have enacted important mandate relief for county property taxpayers including the implementation of two separate caps on the growth in the local share of Medicaid costs and major pension reforms; and

WHEREAS, since the enactment of these mandate relief initiatives the growth rate in aggregate county property taxes has slowed dramatically, generally averaging under 2.2 percent per year over the last decade, less than the rate of inflation over that time frame; and

WHEREAS, county officials believe that one of the best ways to improve New York's economic climate and competitiveness is to not just slow the rate of growth in property taxes, but to actually lower them from today's levels; and

WHEREAS, permanent and historic reductions in property taxes can primarily be achieved through fundamental reforms of the major state mandates that drive up local property taxes, in conjunction with realigning how and what level of government pays for these state mandated services; and

WHEREAS, recognizing the need for property tax relief is in line with the Governor's and Legislative Leader's call for all governments to be more fiscally accountable to taxpayers; and

WHEREAS, counties believe that aligning the cost of the state's human services

programs with the governmental entity that defines and controls them will result in a historic and sustainable reduction in county property taxes and a more appropriate and equitable distribution of the cost of the state's human services programs; and

WHEREAS, the cost of paying for the state Medicaid program in a typical county (outside of New York City) equals about one half of the county property tax levy; and

WHEREAS, the benefits, scope and ultimate cost of Medicaid has been set and controlled by the State for nearly 50 years, but not fully financed with state resources, therefore transferring a significant cost burden to local property taxpayers and contributing greatly to the disparity between property taxes in New York State and other states; and

WHEREAS, Cornell University researchers have documented in numerous reports how New York's practice of shifting fiscal responsibilities from the state to lower levels of government including counties creates severe imbalances between New York and other states in relation to property taxes; and

WHEREAS, the practice of using local revenues to subsidize the State Budget is the number one reason why New York's property taxes are the highest in the nation; and

WHEREAS, the state also extends this requirement on New York City taxpayers that also dedicate a large amount of locally raised taxes to support the State Medicaid program.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors call on the Governor and State Legislature to focus on enacting a phased-in state takeover of the costs of its own mandated human services, starting with Medicaid, that would provide immediate, permanent and measurable property tax reduction helping to narrow the negative tax gap with our competitor states; and

BE IT FURTHER RESOLVED the Delaware County Board of Supervisors supports shared services and has been ever vigilant in the search for increased operational efficiencies at all levels of government. Our goal is the reduction of property taxes in New York State, but in order for a realistic discussion to take place, school taxes and how public education is funded must be a part of the solution. School taxes account for approximately 60% of local property tax bills, and county taxes account for about 20% of that annual tax bill. Furthermore, of the 20% county share, NY State mandates are responsible for almost all of that tax bill. Shared services and consolidation efforts, while laudable, are simply not the answer to the much larger issue of high property taxes in this state. Any solution to that problem must include the addressing of school taxes and unfunded state mandates. The Delaware County Board of Supervisors therefore rejects the consolidation plan and referendum proposal as presented by the Governor as being incomplete in its scope; and

BE IT FURTHER RESOLVED that copies of this resolution be sent to the all counties of New York State encouraging counties to enact similar resolutions; and

BE IT FURTHER RESOLVED the Delaware County Board of Supervisors shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature and all others deemed necessary.

The resolution was seconded by Mr. Tuthill.

Mr. Marshfield shared that he attended the Governor's Budget Proposal meeting at SUNY Delhi and was not satisfied with the response to his questions. He then read the comments made by Director of State Operations James Malatras following the meeting in the February 1 edition of the Daily Star in the Letters to the Editor entitled: *In Your Opinion: Criticism of Governor's program is unwarranted and misleading* and felt he had to respond to Mr. Malatras comments. Addressing Mr. Malatras statements on consolidation of services, he said the municipalities of Delaware County have been consolidating and sharing services for years. Referencing the Governor's attempt to provide state mandate relief by capping Medicaid growth and reforming the State Pension System, he pointed out that these programs continue to cripple counties. Delaware County with 46,000 residents pays \$9 million each year for the Medicaid program. Referring to unfunded mandates, he pointed out the increase to the District

Attorney's salary and the Governor's refusal to sign an indigent defense relief program. To the further distress of the counties, the Governor's proposal exempts the State Departments, New York City and schools that are the larger contributors to our residents' tax bills. Until the state reasonably addresses unfunded mandates, Delaware County and its municipalities will continue to struggle to provide a budget that meets the tax cap. Further stating that he wholeheartedly approves of this resolution.

Mr. Pigford opined that Mr. Marshfield's comments should not be limited to this room and encouraged reporters in attendance to make his comments public.

Mr. Spaccaforo commented that Honorable Cherry's comments are very similar to those of Mr. Marshfield.

The resolution was unanimously adopted.

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

RESOLUTION NO. 47

**TITLE: RESOLUTION URGING NEW YORK STATE TO FULLY FUND ALL COSTS RELATED TO RAISING THE AGE OF CRIMINAL RESPONSIBILITY AND ENSURE THAT ANY STATUTORY OR ADMINISTRATIVE CHANGES FULLY RECOGNIZE THE RESPONSIBILITY OF LOCALLY ELECTED DISTRICT ATTORNEYS TO PROMOTE PUBLIC SAFETY, MAINTAIN VICTIMS' RIGHTS AND ENSURE ACCOUNTABILITY IN THE JUSTICE SYSTEM
DEPARTMENT OF PROBATION**

WHEREAS, the Governor is prioritizing fundamental reform of the juvenile justice system in New York State, including statutory change to the age of criminal responsibility; and

WHEREAS, structural changes to raising the age of criminal responsibility will require a significant investment in services based on a children and families social services model; and

WHEREAS, these services will produce the need for job-training skills, high school equivalency education, transportation, drug and alcohol treatment, family and individual counseling, coordinated mental health services, case management, and other interventions resulting in higher expenses; and

WHEREAS, Delaware County like many other regions of the state currently do not have adequate capacity to provide such services in their local communities; and

WHEREAS, the state currently caps funding for foster care and youth detention, and also limits reimbursement for other child welfare and probation costs, resulting in a significant unfunded mandate on counties which will grow worse if the state changes the age of criminal responsibility while not also providing full funding to alleviate these new costs; and

WHEREAS, the Governor's SFY 2017-2018 budget proposal seeks again to raise the age of criminal responsibility, but no longer provides 100 percent state funding for the new costs that will be incurred by counties and New York City but rather links reimbursement to the 2% property tax cap; and

WHEREAS, the Governor's budget estimates that in excess of \$100 million in new local government costs would be created under this initiative culminating in a fiscal impact of approximately \$375 million in SFY 2023;

WHEREAS, without full reimbursement for new costs incurred by Delaware County, this proposal creates a new unfunded mandate on the county; and

WHEREAS, locally elected District Attorneys are responsible for protecting the public safety, maintaining victim's rights and ensuring accountability for all in the criminal justice system; and

WHEREAS, the District Attorney's Association of the State of New York has in the past provided recommendations to state legislative leaders on their proposals to reform the juvenile justice system including; 1) providing local prosecutorial consent for the removal of all violent felonies and some non-violent felonies from criminal court to family court, 2) not allowing adjustment for violent and serious non-violent felonies, 3) any new presumption for granting youthful offender status should be limited to certain classes of non-violent felony offenses, 4) reduced sentencing should not be offered for certain violent crimes, and 5) ensuring that some level of secure detention options be maintained for certain cases; and

WHEREAS, these recommendations are intended to preserve the delicate balance between offender rehabilitation and accountability, and public safety.

NOW, THEREFORE, BE IT RESOLVED the Delaware County Board of Supervisors calls on the State of New York to fully cover all new costs associated with changing the age of criminal responsibility to avoid the imposition of a new unfunded mandate on local taxpayers; and

BE IT FURTHER RESOLVED fiscal caps must be removed for foster care and youth detention as part of this age of criminal responsibility reform; and

BE IT FURTHER RESOLVED we urge the legislature to reject the Governor's state foster care match reduction as proposed in his SFY 2017-2018 budget which also shifts more costs to the counties and New York City; and

BE IT FURTHER RESOLVED state funding must be provided to build capacity for infrastructure and services under child welfare and probation services, and to identify mental health and drug and alcohol issues and strategies to minimize absences without leave from the education system; and

BE IT FURTHER RESOLVED the state must also reverse state budget reimbursement rate cuts it made to counties for local child welfare services, restoring the state reimbursement rate to 65% from the current 62% level to ensure counties have more resources to provide critical services to children and families in need of services; and

BE IT FURTHER RESOLVED that recommendations from local District Attorneys should be provided due consideration and inclusion if the reform proposal moves forward; and

BE IT FURTHER RESOLVED there will need to be flexibility in recognition of the differences between small and large counties and rural versus urban areas, such that, a staggered roll-out may be appropriate in some counties depending on local conditions and service capacity; and

BE IT FURTHER RESOLVED that copies of this resolution be sent to Governor Andrew M. Cuomo, the New York State Legislature, and all others deemed necessary and proper.

The resolution was seconded by Mr. Gladstone and Mr. Spaccaforno and unanimously adopted.

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

RESOLUTION NO. 48

TITLE: RESOLUTION CALLING ON STATE LAWMAKERS AND THE GOVERNOR TO WORK TO REFORM INDIGENT LEGAL SERVICES AND FUND THE COUNTY SHARE OF PUBLIC DEFENSE WHICH IS A STATE RESPONSIBILITY

WHEREAS, the United States Supreme Court held in Gideon v. Wainwright that the right to counsel for one charged with a crime is fundamental and that it is the state's constitutional responsibility to supply lawyers for those unable to afford them; and

WHEREAS, in 1965 the State of New York delegated this state responsibility to counties; and

WHEREAS, the decision to place responsibility at the county level in the State of New York has resulted in a system by which the county and local property taxpayers are burdened with most costs for this state responsibility; and

WHEREAS, the shift of costs for this state mandated service has become so imbalanced that the counties of New York now cover more than 80% of the cost; and

WHEREAS, implementation of the constitutional right to counsel under Gideon is a state, not county, obligation; and

WHEREAS, in 2015 New York State entered into an agreement to settle the Hurrell-Harring vs. State of New York lawsuit and since has begun to expend substantial amounts of State funds to create a more equitable system of indigent representation in only the five settlement counties, therefore creating an unequal system of justice in the remaining counties of the State; and

WHEREAS, the Hurrell - Harring settlement requires the parties involved in the suit to provide additional indigent defense services and costly increases including first arraignment counsel, case load caps for public defenders, and additional staff and support for public defenders; and

WHEREAS, by entering into such agreement and funding additional services in only the five settlement counties, the State acknowledges that it is constitutionally required to fund public defense services for mandated representation; and

WHEREAS, requiring counties subject to a State-imposed tax cap to finance the State's obligation to provide public defense services imposes a significant and unsustainable financial burden on counties dependent on real property taxes to fund needed services; and

WHEREAS, in the 2016 State Legislative Session the New York State Senate and Assembly passed historic legislation entitled Public Defense Mandate Relief Act (S.8114/A.10706), which will require New York State to reimburse all counties for expenditures made fulfilling the state's obligation to provide representation for those financially unable to afford counsel commencing in 2017 and incrementally reaching 100% by 2023 and thereafter; and

WHEREAS, the Delaware County Board of Supervisors appreciates the State Senate and the State Assembly for recognizing and addressing this need by passing the Public Defense Mandate Relief Act; and

WHEREAS, on December 31, 2016, Governor Cuomo vetoed the Public Defense Mandate Relief Act (S.8114/A.10706); and

WHEREAS, in the Governor's veto message he states this legislation would unfairly shift this tax burden from the counties to the state; and

WHEREAS, the opposite is true; the state has been shifting these federally-mandated costs to the counties since 1965.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors calls on Governor Cuomo to include language in his 2017-18 State Budget that reforms indigent legal defense services and provides mandate relief that lowers costs for county property taxpayers; and

BE IT FURTHER RESOLVED that copies of this resolution be sent to the counties of New York State encouraging member counties to enact similar resolutions; and

BE IT FURTHER RESOLVED that the Delaware County Clerk of the Board shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature, the Office of Indigent Legal Services, and all others deemed necessary and proper.

The resolution was seconded by Mr. Tuthill and Mr. Eisel.

Mr. Marshfield noted that in 1995 Indigent Legal Services was funded by the state at about 40 percent; today it is being funded at about 3 percent. He pointed out the Governor vetoed the Public Defense Mandate Relief Act stating there was no clear path to pay for its cost.

Mr. Gregory questioned why the Governor would veto the Public Defense Mandate Relief Act but is willing to pay for free college.

Mr. Spaccaforno said the Governor is ignoring the fact that there is a 1965 Supreme Court decision mandating the state to pay 100 percent of the costs.

The resolution was unanimously adopted.

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

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

RESOLUTION NO. 49

**TITLE: STIPULATION WITH VILLAGES IN
TAX FORECLOSURE PROCEEDING
TREASURER'S OFFICE**

WHEREAS, the County of Delaware has commenced a tax foreclosure proceeding pursuant to Article 11 of the Real Property Tax Law of the State of New York and said proceeding is returnable before the New York State Supreme Court Delaware County, May 19, 2017; and

WHEREAS, said proceeding effects tax liens of both the County and several villages of Delaware County.

NOW, THEREFORE, BE IT RESOLVED the Acting County Attorney is authorized to stipulate with said villages that the County of Delaware will take title to such properties that upon sale of said properties the County will divide with the appropriate village the proceeds of said sale in proportion to the agreement upon "Notice of Stipulation."

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

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

RESOLUTION NO. 50

TITLE: APPOINTMENT COUNTY ATTORNEY

BE IT RESOLVED that in accordance with §500 of the County Law Amy Merklen is hereby appointed as County Attorney for the balance of the unexpired term of the former County Attorney;

BE IT FURTHER RESOLVED that said appointment shall be at a salary of \$96,000.

The resolution was seconded by Mr. Eisel and Mr. Ellis.

In answer to Mr. Pigford, Chairman Molé noted that the unexpired term goes through December 31, 2017.

The resolution was unanimously adopted.

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

RESOLUTION NO. 51

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,130,149.97 were hereby presented to the Finance Committee for approval for payment on February 17, 2017 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	\$853,758.88
OET	\$48,640.62
Public Safety Comm System	\$180,197.50
Highway Audits, as Follows:	
Weights & Measures	\$0.00
Road	\$0.00
Machinery	\$28,142.78
Capital Road & Bridge	\$0.00
Capital Solid Waste	\$0.00
Solid Waste/Landfill	\$19,410.19

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,412,951.00 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	\$743,826.97
OET	\$51,654.41
Public Safety Comm System	\$5,096.44
Highway Audits, as Follows:	
Weights and Measures	\$637.93
Road	\$266,857.50
Machinery	\$111,472.33
Capital Road & Bridge	\$97,450.69
Capital Solid Waste	\$28,339.08
Solid Waste/Landfill	\$107,615.65

The resolution was seconded by Mr. Triolo and adopted by the following vote: Ayes 4674, Noes 0, Absent 125 (Layton).

Chairman Molé made the following committee appointments:

DELAWARE COUNTY PLANNING BOARD

3-year term ending December 31, 2019

Appoint:

Sandra Whittaker

William Outsen

TOURISM ADVISORY BOARD

3-year term ending December 31, 2019

Reappoint:

Supervisor Art Merrill

Liz Callahan

Leland Ploutz

Upon a motion, the meeting was adjourned at 2:13 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

MARCH 8, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, March 8, 2017 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 Tina B. Molé presiding.

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

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé granted privilege of the floor to Mr. Triolo who introduced Commissioner of Watershed Affairs Dean Frazier and Assistant to the Commissioner Molly Oliver to provide an update on the Third Supplemental Side Agreement and the 2017 Filtration Avoidance Determination (FAD).

Mr. Triolo stated that the West of Hudson watershed negotiations with New York City for the most part have been very cordial. He introduced West of Hudson Partners in attendance, Catskill Watershed Corporation Attorney Tim Cox, Catskill Watershed Corporation Executive Director Alan Rosa, Chairman Coalition of Watershed Towns Bruce Dolph, Watershed Affairs Attorney Kevin Young, Executive Director Delaware County Soil and Water Conservation District Rick Weidenbach and CORE group members Commissioner of Public Works Wayne Reynolds and Acting Planning Director Shelly Johnson-Bennett.

Commissioner Frazier referred to the Delaware County CORE Group and partners, consisting of Delaware County Departments of Code Enforcement, Economic Development, Emergency Services, Planning, Public Works and Watershed Affairs and outside agencies Cornell Cooperative Extension and the Delaware County Soil and Water Conservation District. He shared the goal of the Delaware County White Paper: *A Road Map for Negotiations as a New Vision for the New York City Watershed* as "using successful partnerships to protect water quality while facilitating business retention and development." He explained the intent of the white paper is to shed light on the fact that partnership programs work best and to identify some of the areas where those programs could be expanded to facilitate better water quality and ease the burden on watershed residents.

Mr. Young gave a more extensive background about the origin of the negotiations and explained that the Supplemental Side Agreement is necessary and acts as a side document to supplement the Memorandum of Agreement. He noted that the impacted parties would be the only signatories to the side agreement. He went on to describe the significant modifications that will be made to septic regulations and noted that these modifications will impact residential, business, not-for-profit, and municipal entities.

Ms. Oliver reviewed the modifications to stormwater and impervious surfaces, requirements for a variance from the Watershed Rules and Regulations, contracting issues, developments regarding land acquisition and changes in the Stream Management Program. She noted that the New York City Department of Environmental Protection (NYCDEP) has been very receptive to the issues raised by the communities and have addressed the vast majority of those concerns.

Supervisors expressed concerns regarding New York City land acquisition. Mr. Young advised that estimated land acquisitions in the 2010 Environmental Impact Statement is currently

being evaluated. NYCDEP has hired a consulting firm to do a study to determine what the impact of the land acquisitions have had on several towns in Delaware County. The study is anticipated to be completed as early as April. At that time, each municipality will have 90 days to review the results of the study and comment.

In response to Mr. Young's comment, Chairman of the Coalition of Watershed Towns Mr. Dolph added that the study by New York City would prove very important to Delaware County since it will determine if land acquisition is a water quality issue and if land swapping is a good opportunity for watershed towns.

In closing, Ms. Oliver advised that once the Third Supplemental Side Agreement is finalized a resolution would be brought before the Board for approval.

Chairman Molé thanked Commissioner Fraizer, Mr. Young and Ms. Oliver for a very informative presentation.

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

RESOLUTION NO. 52

**TITLE: 2017 BUDGET AMENDMENT
TRANSPORTATION INITIATIVE PROGRAM
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Delaware County Department of Social Services is the designated local agency to administer the Transportation Initiative Program; and

WHEREAS, the expenditures will be used to meet the transportation needs of individuals eligible under the Temporary Assistance for Needy Families (TANF) program who are employed or participating in other allowable work activities; and

WHEREAS, the expenditures will be 100% reimbursed.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUE:

10-16010-44461000	Federal Social Services Administration	\$15,298.00
-------------------	--	-------------

INCREASE APPROPRIATION:

10-16010-54427013	Transportation Initiative	\$15,298.00
-------------------	---------------------------	-------------

The resolution was seconded by Spaccaferno and Mr. Hynes and adopted by the following vote: Ayes 3900, Noes 0, Absent 899 (Rowe, Pigford).

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

RESOLUTION NO. 53

**TITLE: AUTHORIZATION FOR AWARD
DELAWARE COUNTY DEPARTMENT OF PUBLIC WORKS**

LETTING OF FEBRUARY 7, 2017

WHEREAS, notice to bidders and proposals received having been filed and the bidding procedures and documents having been approved by the County Attorney; and

WHEREAS, this is a Federal Aid project that has been authorized by Board resolutions 314 of 2004, 51 of 2009 and 132 of 2009; and

WHEREAS, Federal Aid projects have a very detailed procedure that has to be followed and approved by NYS DOT prior to actual award by the County.

NOW, THEREFORE, BE IT RESOLVED that the County Department of Public Works is herewith authorized to make award pending New York State DOT approval to the lowest bidder meeting specifications as follows:

PROPOSAL NO. 31-17 Replacement of County Route 26 Bridge over Telford Hollow Brook, PIN 9753.00, BIN 3351950, Town of Colchester, Delaware County to: Sullivan County Paving & Construction Inc., 420 Bernas Road, Cochection, NY 12726

Bid Price: \$1,987,598.51

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. Haynes.

Department of Public Works Commissioner Reynolds stated in answer to Mr. Marshfield that reimbursement is 80 percent Federal, 15 percent State and the County is responsible for the remaining 5 percent.

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

RESOLUTION NO. 54

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

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 Probation is authorized to sell by trade-in, on-line auction or for scrap the following item:

<u>Vehicle No.</u>	<u>Description</u>	<u>SN/VIN</u>
74	2006 Ford Taurus	1FAFP53U87A137621

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

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

RESOLUTION NO. 55

**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 trade-in, on-line auction or for scrap the following items:

<u>Vehicle No.</u>	<u>Description</u>	<u>SN/VIN</u>
	HP Design Jet 800 PS	DK65211015/DK650C203X
	HP Photosmart 8450	CN4982113X
382	2001 Mack Tractor	1M2AD62Y31W011051
520	2002 Chrysler Minivan	1C4GJ25352B646099
	7000 lb Weaver AFH-70	4FG-214

The resolution was seconded by Mr. Haynes and Mr. Spaccaforno.

Commissioner Reynolds stated in answer to Mr. Taggart that the Weaver AFH-70 is a small equipment trailer.

The resolution was unanimously adopted.

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

RESOLUTION NO. 56

**TITLE: BRIDGE DEDICATION
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Town of Hancock Town Board passed Resolution No. 02072017A on February 7, 2017 requesting that County Bridge Number 106, Bridge Street over Beaver Kill River at East Branch, be named the “East Branch Veterans Memorial Bridge” in honor of those service members that have given all for our freedom;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors herewith dedicates Bridge Number 106, BIN 3352660, Bridge Street over Beaver Kill in the Town of Hancock as the “East Branch Veterans Memorial Bridge”; and

BE IT FURTHER RESOLVED that the Department of Public Works is hereby directed to mount a plaque supplied by the Town of Hancock on or directly adjacent to the bridge in honor of East Branch Veterans.

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

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

RESOLUTION NO. 57

**TITLE: DMV FEE RETENTION INCREASE
DEPARTMENT OF MOTOR VEHICLES**

WHEREAS, 51 of 62 New York Counties are mandated by the State to operate a local Department of Motor Vehicles Office; and

WHEREAS, local DMV offices process many no fee transactions on behalf of the state and provide numerous customer services; and

WHEREAS, under current law, the Delaware County Clerk pays 87.3% of all fees collected from the work performed by the County DMV to the New York State Motor Vehicles Department; and

WHEREAS, the remaining 12.7% county share has not been increased since 1999, yet the amount of work required by the County DMV office has increased in that same time period; and

WHEREAS, increasing the County DMV revenue sharing rate with the State will not result in any increased cost or fees to local residents or taxpayers and will provide counties with the needed revenue to continue to provided necessary local government services; and

WHEREAS, there is a clear inequity present when a county DMV provides all the services, including overhead and staffing to fulfill these DMV needs for state residents, yet the State is paid 87.3% of the revenue generated from said services; and

WHEREAS, Senate Bill S1908 and Assembly Bill A3397 provide a more equitable distribution of fees that would require 75% of all fees for in-office transactions to be forwarded to the State with the county retaining 25% of these fees, with the exception that the amount of county retention of the fee for Enhanced Driver’s Licenses would increase from 30% to 60% and the counties would retain 8% of the total fee for internet transactions processed for their

perspective county residents; and

WHEREAS, counties recognize the important function of the State DMV in providing both support to counties and resident services; accordingly any loss the State DMV operational budget that occurs from increasing county revenue should be made whole through the State General Fund.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Legislature calls upon Governor Andrew M. Cuomo and members of the State Legislature to pass and approve Senate Bill 1908 and Assembly Bill 3397; and

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Executive Deputy Commissioner of Motor Vehicles, and Delaware County representatives of the New York State Legislature.

The resolution was seconded by Mr. Eisel.

Mr. Spaccaforo pointed out that this is an underfunded mandate from New York State.

The resolution was unanimously adopted.

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

RESOLUTION NO. 58

TITLE: IN MEMORY OF WANITA (WHITAKER) LEWIS

WHEREAS, Wanita (Whitaker) Lewis passed away on February 10, 2017, having served as the Town of Delhi Supervisor from 1974 until 1977; and

WHEREAS, she worked in the Delaware County Clerk's Office for 11 years and in 1969 became the Deputy County Treasurer then was appointed in 1970 as the Interim County Treasurer by Governor Nelson Rockefeller and in 1973 was the first elected woman to hold the position of Town Supervisor in the history of Delaware County; and

WHEREAS, she is recognized for her hard work, distinguished service and dedication to the Town of Delhi and to Delaware County;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors extend their sincere sympathy to her family and recognizes with gratitude her years of loyal service and contribution to the Delaware County Board of Supervisors and the many residents of this County.

The resolution was seconded by Mr. Eisel and Mr. Spaccaforo and unanimously adopted.

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

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

RESOLUTION NO. 59

TITLE: AUTHORIZATION FOR DISPOSITION OF PERSONAL PROPERTY NO LONGER NECESSARY FOR PUBLIC USE DEPARTMENT OF ECONOMIC DEVELOPMENT

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 Economic Development is authorized to sell

by trade-in, on-line auction or for scrap the following item:

<u>Vehicle No.</u>	<u>Description</u>	<u>SN/VIN</u>
50	2007 Ford Taurus	1FAFP53UX7A137622

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

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

RESOLUTION NO. 60

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$2,232,159.42 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	\$741,298.84
OET	\$23,569.15
Public Safety Comm System	\$1,174,605.58
Highway Audits, as Follows:	
Weights and Measures	\$0.00
Landfill	\$50,147.28
Road	\$194,304.49
Machinery	\$47,839.08
Capital Road & Bridge	\$395.00
Capital Solid Waste	\$0.00

The resolution was seconded by Mr. Spaccaferno and adopted by the following vote: Ayes 3900, Noes 0, Absent 899 (Rowe, Pigford).

Upon a motion, the meeting was adjourned at 2:36 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

MARCH 22, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, March 22, 2017 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 Tina B. Molé presiding.

The Clerk called the roll and all Supervisors were present.

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé granted privilege of the floor to Mr. Pigford who introduced Director of Public Health Services Amanda Walsh to provide the annual training overview of the Medicaid Compliance Program.

Ms. Walsh gave a PowerPoint presentation explaining that Medicaid providers are required to operate under established Medicaid Compliance regulations. As the governing body, the Board of Supervisors must also receive the compliance program training. The Supervisors were given a copy of a booklet entitled: *Delaware County Public Health Nursing Service Compliance Program Training Booklet 18 NYCRR 521 Regulation* to follow along with the presentation.

The topics contained within the Corporate Compliance booklet were discussed. It was noted that the Department of Public Health has an established system of checks and balances designed to detect and prevent inaccurate billing and inappropriate practices as required by regulations.

The Supervisors were asked to sign and return the Attestation Form upon completion of their review of the booklet. The forms are retained by the Public Health Department as proof of completion of the Medicaid Compliance Program training.

Chairman Molé thanked Ms. Walsh for an interesting and informative training.

Chairman Molé granted privilege of the floor to Mr. Rowe. Mr. Rowe, speaking as Chairman of the Public Works Committee stated he is here to share a slide presentation outlining the search for a new location for the Highway Department.

Mr. Rowe said that the Committee has put a great deal of time and consideration into the search. He began the presentation with a history of the Gallant Avenue building and cited the significant reasons it is no longer feasible to remain at the current location.

Mr. Rowe introduced Commissioner Reynolds who continued the presentation with an explanation of the search criteria and the resulting evaluation of the top three ranked sites.

Commissioner Reynolds advised that the Planning Department was asked to find suitable sites meeting a search criteria of within a five mile radius from Delhi, being no more than a quarter mile from a State and County Road and being approximately 15-25 acres in size. The search resulted in three possible sites.

He shared the study results ruling out rebuilding on the existing location, building on Site 1 Phoebe Lane adjacent to the Public Safety Building and building on Site 2 the Delhi Telephone property just east of the Village on State Route 10. Building on Site 3 a 213-acre

property located off County Route 18 proved most suitable as this property is located outside of the 100- and 500-year flood zones, is close to the County Seat, has suitable soils and is large enough for the entire facility with room for future expansion.

The estimated cost associated with the relocation is \$23,228,000. The DPW is able to contribute a total of \$14,583,076 to the project leaving a balance of \$8,644,924 that the County would need to bond for an anticipated ten-year repayment.

The project cost includes an access road to connect County Route 18 to State Route 10 and a bridge to cross the West Branch of the Delaware River. A fuel depot, a pole barn, a salt shed, and a facility for the DPW administration and engineering staff as well as the Planning Department will follow later.

The relocation of the facility will allow the Wickham property to go back on the tax roll, allow for floodplain regrading in the Village to reduce flooding limits, create the opportunity for possible economic development on a portion of the property vacated on Gallant and Bridge Street and provide land for additional community green space.

Commissioner Reynolds noted that the Committee is pursuing a one-year option on the property in order to perform the necessary site-specific environmental tests to satisfy the NYS Environmental Quality Review Act and to make sure the site acquisition is in the best interest of the County.

At the conclusion of the presentation, Mr. Tuthill stated that the Town of Delhi welcomes the honor of being the County Seat and is desirous of working with the County in its effort to reconstruct the DPW garage. However, they are against the County siting the facility on the proposed property.

He went on to explain that the selected location has been slated for future village expansion and is off limits to New York City for purchase. He pointed out that New York City has already exceeded their proposed projection of land acquisition to 2025. The Village of Delhi is already over 70 percent tax exempt, if the County moves forward this land will be removed from the tax rolls significantly impacting Delhi tax payers. The presentation has proven that there is very little developable land in the Town of Delhi and this is a real concern for the Town and Village who are working to bring jobs to the area.

He asked that the County step back and look at other options rather than tying Delhi's hands for the future.

Mr. Rowe and Commissioner Reynolds addressed a variety of suggestions, comments and concerns raised by the Supervisors with regard to this matter.

Chairman Molé thanked Mr. Rowe and Commissioner Reynolds for a very informative presentation.

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

RESOLUTION NO. 61

TITLE: 2017 BUDGET AMENDMENT TRANSFER OF FUNDS DEPARTMENT OF PUBLIC HEALTH SERVICES

WHEREAS, the Public Health Services budget includes funding of \$2,400 for the purchase of 2 laptop computers; and

WHEREAS, the quotes received exceed the budgeted amount; and

WHEREAS, the Community Health Committee has approved the purchase of 2 laptop computers at the quoted price.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE APPROPRIATION:

10-14012-52200000	Equipment	\$615.00
-------------------	-----------	----------

DECREASE APPROPRIATION:

10-14012-54195000	Consultant	\$615.00
-------------------	------------	----------

The resolution was seconded by Mr. Spaccaforo and adopted by the following vote: 4558, Noes 241 (Taggart), Absent 0.

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

RESOLUTION NO. 62

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, there have been several snow and ice events already this year; and

WHEREAS, the budget for salt is currently at 87 percent for the year; and

WHEREAS, the Department likes the budget to be no higher than 75 percent at the end of March.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

DECREASE APPROPRIATION:

24-15110-54000000	Contractual	\$250,000.00
-------------------	-------------	--------------

INCREASE APPROPRIATION:

24-15142-54160000	Chemicals	\$250,000.00
-------------------	-----------	--------------

The resolution was seconded by Mr. Haynes and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 63

**TITLE: AUTHORIZATION FOR DISPOSITION OF PERSONAL
PROPERTY NO LONGER NECESSARY FOR PUBLIC USE
DEPARTMENT OF PUBLIC HEALTH SERVICES**

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 is authorized to sell by trade-in, on-line auction or for scrap the following item:

<u>Vehicle No.</u>	<u>Description</u>	<u>SN/VIN</u>
94	2010 Ford Taurus	3FAHP0GA5AR110224

The resolution was seconded by Mr. Spaccaforo.

In answer to Mr. Marshfield, Clerk of the Board Christa Schafer advised that the proceeds of the sale would go to the department's revenue account.

The resolution was unanimously adopted.

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

RESOLUTION NO. 64

TITLE: LEGISLATIVE APPROVAL FOR CONTINUATION OF SALES TAX LEVY

WHEREAS, Senate Bill 4785 and Assembly Bill 6366 have been introduced to allow the continuation of the 4% local sales and use tax rate;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors requests the passage and enactment of Senate Bill 4785 and Assembly Bill 6366 entitled “AN ACT to amend the tax law, in relation to extending the authorization of the County of Delaware to impose an additional one percent of sales and compensating use taxes”; and

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors is directed and authorized to file with the Senate and Assembly Home Rule messages or forms as needed to certify this resolution.

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

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

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

RESOLUTION NO. 65

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
PLANNING DEPARTMENT**

WHEREAS, Delaware County entered into contract with the A. Lindsay and Olive B. O’Connor Foundation, Inc.; and

WHEREAS, Delaware County has received funding from the A. Lindsay and Olive B. O’Connor Foundation, Inc. for future projects to be completed as per Resolution No. 193 of 2008 and Resolution No. 120 of 2014; and

WHEREAS, the Planning Department would like to hire summer help to assist in data collection for the development of Highway Management Plans using the funds provided for GIS Implementation; and

WHEREAS, the Planning Department has requested and the Planning, Recreation, Culture and Community Committee in conjunction with the Finance Committee and Budget Officer, have agreed to amend the appropriations at this time to increase the Personal Services under this fund.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

DECREASE APPROPRIATION:

10-18020-54327005	GIS Implementation (SDWA)	\$10,000.00
-------------------	---------------------------	-------------

INCREASE APPROPRIATION:

10-18020-51327000	Personal Services – Grant	\$8,000.00
10-18020-58332700	Social Security Contributions – Grant	\$1,000.00
10-18020-58932700	Medicare – Grant	\$1,000.00

The resolution was seconded by Mr. Ellis and adopted by the following vote: Ayes 4799, Noes 0 Absent 0.

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

RESOLUTION NO. 66

**TITLE: RECOGNITION OF NANCY GALLUP
COUNTY PLANNING BOARD**

WHEREAS, the Delaware County Planning Board was formed by Resolution No. 20 of 1966; and

WHEREAS, the Delaware County Board of Supervisors appoints interested volunteers to the nine-member board for three-year terms; and

WHEREAS, Nancy Gallup of the Town of Kortright, has served in this volunteer capacity since her appointment in March 1999; and

WHEREAS, she is a prominent and well respected member of her community as well as Delaware County representing the communities of Kortright, Harpersfield, Stamford, and Davenport; and

WHEREAS, she has proven to be an advocate of home rule policies always ensuring that individual property owners rights are respected and that each individual receives the same fair and equal review; and

WHEREAS, she has served as a board member for the Catskill Revitalization Corporation and served as the Delaware County Representative on the NYS DEC Open Space Committee in addition to serving as the Chairperson of the County Planning Board since 2015.

NOW, THEREFORE, BE IT RESOLVED the Delaware County Board of Supervisors recognizes and thanks Nancy Gallup for 18 years of public service to Delaware County.

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

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

RESOLUTION NO. 67

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,353,417.40 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	\$1,144,291.20
OET	\$0.00
Public Safety Comm System	\$0.00
Highway Audits, as Follows:	
Weights and Measures	178.80
Landfill	\$63,341.78
Road	\$68,878.21
Machinery	\$60,699.66
Capital Road & Bridge	\$1,741.50
Capital Solid Waste	\$14,286.25

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes: 4799, Noes 0. Absent 0.

Chairman Molé referred to Hurricane Stella noting that the predication and subsequent results caused the closure of all County buildings on Tuesday, March 14 and Wednesday, March 15. She extended her appreciation to Undersheriff DuMond, Director of Emergency

Services Steve Hood, Commissioner of Public Works Wayne Reynolds and Clerk of the Board Christa Schafer for their assistance and support in making a determination. She also thanked personnel who came in to ensure county employees would receive their paychecks on time.

Upon a motion, the meeting was adjourned at 3:58 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

APRIL 12, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, April 12, 2017 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 Tina B. Molé presiding.

The Clerk called the roll and all Supervisors were present.

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé granted privilege of the floor to Mr. Triolo who introduced Director of Economic Development Glenn Nealis to discuss the disbursement of occupancy tax funds.

Mr. Nealis gave a PowerPoint presentation regarding the Tourism Advisory Board's (TAB) proposal to the Board of Supervisors for the disbursement of occupancy tax funds received in 2016.

The occupancy tax was created to provide a dedicated funding stream to support the promotion and development of the tourism industry. The law stipulates that funds be allocated upon the recommendation of the TAB with the approval of the Board of Supervisors. The TAB is a seven-member group consisting of two Supervisors, Mr. Merrill and Mr. Triolo, four industry representatives, Liz Callahan, Leland Ploutz, Teresa Allen and Robert Nash and the Director of Economic Development.

The TAB is proposing that the \$77,098 of net occupancy tax funds raised in 2016 be allocated equally across two programs; Tourism Promotion & Development Grants and Tourism Promotion Agency Grants. Tourism Promotion & Development Grants will provide funding assistance of up to \$5,000 for local tourism marketing initiatives, and up to \$1,000 to support community celebrations. Applications will be accepted from municipalities and certain non-profit entities. Projects must seek to attract new, non-county visitors.

The Tourism Promotion Agency Grants will provide funding assistance to initiatives proposed by the Tourism Promotion Agency for Delaware County that are in the furtherance of their mission to grow the economy and create jobs by dramatically increasing visitors, visitor frequency, and visitor spending in Delaware County. Applications for funding assistance will be accepted for specific program activities that are separate and distinct from the agency's operating budget.

Mr. Nealis explained the next step is to solicit proposals, review and make funding recommendations to the Board of Supervisors.

Chairman Molé thanked Mr. Nealis for an informative update.

Chairman Molé granted privilege of the floor to Mr. Triolo. Mr. Triolo stated that the Watershed Agricultural Council (WAC) has played an important role in supporting agriculture and forestry in the watershed regions. He introduced WAC Executive Director Craig J. Cashman and WAC Chairman Sally Fairbairn.

Mrs. Fairbairn introduced farmers in attendance and explained that farmers wanting to keep both the regional landscape and their way of life founded WAC in 1993 in response to New York City watershed regulations imposed upon the upstate watershed communities. Today

WAC's focus is on four significant programs, a Forestry Program, a Conservation Easement Program, Outreach and Economic Viability programs and the Pure Catskills' Buy-Local campaign.

Mr. Cashman referenced the informational packet placed on each Supervisor's desk and shared WAC's mission "to promote the economic viability of agriculture and forestry, the protection of water quality, and the conservation of working landscapes through strong local leadership and sustainable public-private partnerships." He pointed out that the packet details specific Delaware County statistics in addition to the Catskill/Delaware Watershed as a whole. He noted that since its inception WAC program dollars spent in agricultural, easement, forestry and economic viability programs in Delaware County totals \$105,279,752.56.

Mr. Cashman introduced Economic Viability Program Manager Kristan Morley, Acquisitions Coordinator for the Conservation Easement Program Josh Gorman, Forestry Manager Tom Pavlesich and Program Operations Coordinator Brian LaTourette and asked the representatives to speak to their area of expertise.

Ms. Morley shared that 50,000 *Pure Catskills* guides are printed and distributed annually. The guide along with other funding and local events support the buy-local campaign and represent farm- and forest-based businesses, lodging, restaurants, local artisans and other non-profit organizations. There are over 270 farm and forest members, 108 of whom reside in the County. She noted that two new programs will be offered this year a business planning and farm transfer planning assistance program and a micro/matching grants program.

Mr. Gorman said that working landscape easements allow for farming, timber harvesting, bluestone mining, stream work and new rural enterprises. He pointed out that the easement land remains on the tax roll and there are over 180 families in the County with WAC Conservation Easements.

Mr. Pavlesich pointed out that the Forest Management Planning Program has provided more than \$630,000 to help 600 landowners conserve more than 70,000 acres of forestland in the County. The Best Management Practices (BMP) Implementation Program has paid loggers in the County over \$880,000 to stabilize 280 miles of logging road on more than 300 logging jobs.

Mr. LaTourette spoke about the Agricultural Program saying that 237 County farms participate in the Agricultural Program. Since 1992, \$72,001,806.61 has been spent in the County on agricultural programs. WAC works with watershed landowners along with collaborating agencies to protect clean water by the implementation of BMP through Whole Farm Planning (WFP). WFP is a holistic approach to farm management and used to identify and prioritize environmental issues. He noted that an invitation to attend the WAC 2017 AG Tour on Tuesday, May 2 from 8:30 a.m. to 4:30 p.m. is included in the informational packet.

Chairman Molé thanked Mr. Triolo for inviting WAC and thanked all for an informative and long overdue presentation.

For standing committee reports Chairman of the Social Services Committee Wayne Marshfield invited Supervisors to attend the official Delaware County Purple Heart sign unveiling at the American Legion Utsayantha Post 1379 in Stamford at 2:00 p.m. on Friday, May 5. He added that the public is also encouraged to attend.

For standing committee reports Chairman of the Public Works Committee Sam Rowe provided the Supervisors with a draft resolution seeking the Board's support in seeing that the Public Works Highway Facility is a critical facility that would not be located or constructed within any 500-year flood zone.

He noted that since the March 22 presentation the Public Works Committee has amended the search criteria to include locations outside of Delhi. Using the extended search area, four possible locations became available two in Hamden, one in Kortright and one in Stamford. Once these sites are vetted, the Committee will request privilege of the floor to update the Board.

Mr. Davis pointed out that critical facility status is not an issue since the County and Towns have listed their highway departments on their critical facility list in their All-Hazard

Mitigation Plan. With the critical facility status, the County will have opportunity to apply for grant funding.

Mr. Rowe said that siting the highway facility at the Solid Waste Management Center in Walton has been ruled out as the Committee is in complete agreement that taking land from the landfill would jeopardize its footprint and hinder future growth. In addition, the site located toward NYS Route 10 is not large enough for the proposed facility.

On another matter, Mr. Rowe advised that the first evidence of the Emerald Ash Borer has been found on County Route 3 in the Town of Middletown. He noted that a survey initiated by Commissioner of Public Works Wayne Reynolds indicates that there are approximately 4,000 ash trees in the County's right-of-ways. A meeting has been set up with New York State Department of Environmental Conservation to discuss the best way to deal with the Emerald Ash Borer.

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

RESOLUTION NO. 68

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
PLANNING DEPARTMENT**

WHEREAS, the Acting Planning Director has requested and the Planning, Recreation, Culture and Community Committee in conjunction with the Finance Committee and Budget Officer, have agreed that additional funding of appropriations is needed at this time to purchase a server for the Geographic Information System.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

FROM:		
10-11990-54900000	Contingency	\$10,000.00
TO:		
10-18020-52200000	Equipment	\$10,000.00

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 69

**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 trade-in, on-line auction or for scrap the following items:

<u>Department/Vehicle No.</u>	<u>Description</u>	<u>SN/VIN</u>
EMS	2005 Ford Excursion	1FMSU41P75EB01655
DPW 377	1997 International TA Dump	1HTGGAET2VH475678

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

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

RESOLUTION NO. 70

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

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 the public use.

NOW, THEREFORE, BE IT RESOLVED that the Department is authorized to sell by trade-in, on-line auction or for scrap the following items:

<u>Vehicle No.</u>	<u>Description Vehicle</u>	<u>SN/VIN</u>
30	2008 Dodge Charger	2B3KA43R88H325124
82	2007 Chevrolet Malibu	1F1ZS57F07F274257

The resolution was seconded by Mr. Spaccaforno and Mr. Davis and unanimously adopted.

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

RESOLUTION NO. 71

**TITLE: PUBLIC HEARING FOR THE CLOSEOUT OF THE
2014 DELAWARE COUNTY AGRICULTURAL MICROENTERPRISE PROGRAM
NEW YORK STATE OFFICE OF COMMUNITY RENEWAL GRANT
ADMINISTRATION COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, Delaware County was awarded a Microenterprise grant program through the Office of Community Renewal in 2014; and

WHEREAS, Delaware County made the grant funding through this program available to agriculturally based businesses in Delaware County; and

WHEREAS, the grant funding received under the Community Development Block Grant Program has been fully disbursed; and

WHEREAS, the NYS Office of Community Renewal requires that the governing body of the recipient provides opportunities for community engagement and feedback through the hosting of a public hearing to obtain citizen's views.

NOW, THEREFORE, BE IT RESOLVED that a public hearing on this matter shall be held on Wednesday, April 26, 2017 at 12:45 p.m.

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

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

RESOLUTION NO. 72

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,080,349.74 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	\$784,896.20
OET	\$14,287.17
Public Safety Comm System	\$18,123.50

Highway Audits, as Follows:

Weights and Measures	16.16
Landfill	\$39,478.05
Road	\$44,220.90
Machinery	\$93,354.57
Capital Road & Bridge	\$83,506.49
Capital Solid Waste	\$2,466.50

The resolution was seconded by Mr. Spaccaforno and adopted by the following vote:
Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 73

TITLE: EXECUTIVE SESSION

BE IT RESOLVED that the Delaware County Board of Supervisors convene in executive session to discuss the proposed acquisition of real property, as publicity would substantially affect the value of the property.

The resolution was seconded by Mr. Spaccaforno and Mr. Davis and unanimously adopted.

The meeting reconvened in regular session with all Supervisors present.

Upon a motion, the meeting was adjourned at 3:12 p.m.

PUBLIC HEARING

DELAWARE COUNTY BOARD OF SUPERVISORS

**CLOSEOUT OF THE 2014 DELAWARE COUNTY AGRICULTURAL
MICROENTERPRISE PROGRAM**

APRIL 26, 2017

The Delaware County Board of Supervisors held a Public Hearing to seek public input regarding the proposed New York State Office of Community Renewal's Community Development Block Grant Program in the Board of Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York at 12:45 p.m. on Wednesday, April 26, 2017 Chairman Tina B. Molé presiding.

Chairman Molé called the hearing to order.

The Clerk read the Notice of Hearing:

Notice is Hereby Given that Delaware County will hold a public hearing at the Charles D. Cook County Office Building, located at 111 Main Street, Delhi, NY, on Wednesday, April 26, 2017, at 12:45 PM to seek public input regarding the New York State Office of Community Renewal's Community Development Block Grant Program and a completed microenterprise program which provided financial assistance, in the form of small, matching grants to local agricultural entrepreneurs and businesses. Written comments may be forwarded to the Department of Economic Development at One Courthouse Square, Suite 4, Delhi, NY 13753.

Christa M. Schafer
Clerk of the Board

Delaware County Board of Supervisors

Chairman Molé stated that a sign-in sheet is being passed around and asked that anyone wishing to speak to please stand and state their name and town they reside in.

Since no one wished to speak, Chairman Molé declared the hearing adjourned at 12:50 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

APRIL 26, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, April 26, 2017 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 Tina B. Molé presiding.

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

Mr. Marshfield offered the invocation.

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

Chairman Molé granted privilege of the floor to departing Republican Commissioner of Elections William Campbell. Mr. Campbell expressed his appreciation for having the opportunity to work as the County's Republican Election Commissioner for the past twelve years. He thanked the Board of Supervisors for their support of the needs and requirements of the Board of Elections, Mr. Eisel who struggled along with him through changes in election laws and voting machines and Clerk of the Board Christa Schafer for her never-ending patience and direction. He extended a special thank you with great admiration to Republican Deputy Commissioner of Elections Robin Alger stating she is an asset to the Board of Elections and an exemplary employee.

Chairman Molé wished Mr. Campbell well in his retirement and thanked him on behalf of herself and the Board for his dedication and commitment to the County.

Chairman Molé introduced and welcomed Congressman John J. Faso's District Director Ryan T. McAllister. Mr. McAllister thanked the Chairman for the invitation to introduce himself and to let the residents know that he is available and looking forward to meeting and working with them. He thanked Paula Brown for her assistance during Congressman Faso's transition to office, noting that the Congressman felt very fortunate to retain Paula Brown in the Delhi Office.

For standing committee reports, Chairman of the Social Services Committee Wayne Marshfield referenced the Summer Youth Program and reminded Supervisors that the program application must be returned to the Social Services Commissioner Dana Scuderi-Hunter or Youth Bureau Program Director Lara Yambor by May 10.

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

Commissioner Frazier explained that as part of the negotiations with the Supplemental Side Agreement there was discussion around the management of forestry properties owned by New York City (NYC).

He introduced NYCDEP Forestry Program Chief of Natural Resources Division Ira Stern. Mr. Stern introduced Forestry Program Coordinator Fred Gliesing, Delaware Foresters Seth LaPierre and Collin Miller, and Director of Public Affairs Adam Bosch.

Mr. Stern called the Supervisors' attention to their handout that followed the PowerPoint presentation. Watershed wide the NYCDEP Forestry Program owns about 162,000 acres with about 63,000 acres located in the Cannonsville/Pepacton Basin. There are about 25,000 conservation easements watershed wide with just under 13,000 located in the Cannonsville/Pepacton Basin.

In 2011 in conjunction with the U.S. Forest Service, the agency completed a full-scale Forest Management Plan for the NYCDEP lands. The plan included an inventory of the forest and its condition and helped the Agency lay out a management direction. The Forest Management Plan complies with SEQRA making any project that follows the plan SEQRA compliant.

Mr. Gliesing continued the presentation telling how the forest provides multiple benefits and why forest management is important. He noted that the Agency actively gathers and shares knowledge as it endeavors to establish and maintain effective processes and regulatory compliance.

He discussed the science behind the Agency's programs and stated that one of the goals of the Agency is to promote forest regeneration in order to create a forest for the future. A forest for the future is one that when hit with a storm or insect issues there are enough varied species and structural diversity for the forest to recover from the event. The Agency faces many ongoing issues while endeavoring to meet its goals such as; staffing, public misunderstanding of the NYCDEP and the Forest Management Program, invasive species, low-grade wood, deer impacts, and storm events. As an example, he referred to the recent sighting of the Emerald Ash Borer in Delaware County. The Emerald Ash Borer affects all Ash trees resulting in the harvest of healthy Ash trees before they are affected and fall.

In response to Mr. Ellis, Mr. Gliesing stated that revenues received from the sale of timber are put into the NYC general fund. The benefits the local communities derive are in the form of jobs.

Mr. Stern stated in reply to Mr. Hynes that the former Evergreen Farm in Roxbury is included in the management plan.

Chairman Molé thanked the NYCDEP representatives for an informative presentation.

Chairman Molé granted privilege of the floor to Mr. Triolo. Mr. Triolo introduced Assistant to the Commissioner of Watershed Affairs Molly Oliver who provided an update to the Land Acquisition Program (LAP) Environmental Impact Statement (EIS).

Ms. Oliver noted that handouts to follow the presentation have been placed on each Supervisor's Desk. She noted that in the process of negotiating the Third Supplemental Side Agreement the LAP was identified as a concern. The current Filtration Avoidance Document (FAD) requires that NYC solicit 50,000 acres of land in the West of Hudson Watershed per year. The hope is that the new FAD, expected this summer, will temporarily hold off on making any new recommendations regarding solicitation or allocating any new money for land acquisitions.

She outlined the short- and long-term outcomes explaining that once NYC updates the EIS the communities will have 90 days to review and comment. NYC will then review those comments and issue their own comments in a revised report. The updated EIS and the findings of the community will then be submitted to the National Academy of Sciences (NAS) Expert Review Panel in 2018. The findings of NAS Expert Panel will be used to update the mid-term Filtration Avoidance Determination in 2022.

Ms. Oliver introduced Acting Planning Director Shelly Johnson-Bennett and Planning GIS Coordinator Spencer DeVaul who continued with a PowerPoint presentation explaining the Town Level Assessments (TLA) process.

The TLA process is a 14-step level assessment of criteria that when applied to a town map determines the amount of buildable land. Mrs. Johnson-Bennett said that the information used to create the assessment is from in-house mapping information. The review only provides a total acreage and does not take into account any encumbrances on the property including utility easements, accessibility to the buildable areas and deed restrictions that could further prohibit additional development.

Continuing she stated the most critical areas for commercial development are the hamlets and villages. Using a map showing the Hamlet of Arkville as an example she stated the ability to provide municipal infrastructure including sewer, water and county or state highways was critical to finding locations for new businesses and relocating businesses identified in the Local Flood Analysis reports.

Mr. DeVaul discussed the results of the TLA for the Towns of Delhi, Middletown and Walton noting that the goal of the analysis is to determine the amount of buildable land. A TLA will be completed for each town with land inside the watershed boundary and the analysis will

include the lands both in and out of the watershed area. The Departments of Planning and Watershed Affairs will meet with interested town boards to review the findings of their TLA assessment.

Ms. Oliver noted that this presentation would be given to the Stakeholder Group in Kingston on May 17.

Mr. Davis strongly suggested that towns review and keep handy their town map as it shows the available buildable property to relocate a local business following a flood event. Additionally, the County is faced with a new voluntary NYCDEP flood buyout program that allows for the purchase of any home shown on the Federal Insurance Rate Map. He noted the new program makes 85 percent of the Village of Margaretville available for purchase.

Ms. Molé thanked Ms. Oliver, Mrs. Johnson-Bennett and Mr. DeVaul for their presentation.

Chairman Molé granted privilege of the floor to Mr. Rowe to provide an update on the siting of additional locations.

Mr. Rowe stated that the Public Works Committee continues to seek appropriate locations for the siting of the Highway Department and because of expanded search criteria four additional properties were identified and are being evaluated. He noted that the County is not actively seeking farmland to take from the tax rolls but some of the properties are farmland and the farmers approached the County. All locations will be explored and anyone aware of a suitable location is encouraged to contact Commissioner of Public Works Wayne Reynolds.

The Department welcomes input and is willing to bring the PowerPoint presentation to any town. Mr. Rowe noted that this is going to be a long process and he asked the Chairman to have the matter on the agenda for upcoming meetings.

Mr. DeVaul provided a PowerPoint presentation entitled: *DPW Siting Study Expanded Parcel Search* noting that the properties have been preliminarily evaluated for soils, building layout and Wheel Base 50 turning radius for tractor trailers. The first property located on Back River Road outside of DeLancey has about 50 acres of buildable property and was ranked at 58. The second property located on NYS Route 10 below Hamden is about 17 acres of buildable property and was ranked the highest at 61. The third property also located on NYS Route 10 and referred to as NYS Route 10B is across from NYSEG in Hamden is about 7.75 acres of buildable property and was ranked at 55. The fourth property located on Route 18 in the Town of Stamford outside of Bloomville is about 26 acres of buildable property and ranked at 56. He pointed out that the ranking is based on 100 and the mapping is done in-house meaning the data could drastically change with a physical visit.

Commissioner Reynolds advised that the next step is to evaluate travel times and access to the locations. All of this information will be included in the SEQR document. The results of the evaluation will be included in the next presentation.

In answer to Mr. Taggart, Mr. DeVaul noted that the initial location presented as Site 3 on March 22, a 213-acre property located off County Route 18, ranked at 74.

Mr. Marshfield said it was suggested to him that an administration building on the present location with parking under the building might be something to consider. Commissioner Reynolds noted that the goal of the project is to purchase a large enough property to accommodate all of DPW's current Page Avenue operations. They will not all be built at once but over time; the goal will be to accommodate all Delhi activities at the site. At this time, it is possible to save a portion of the annex building to house the Offices of Veterans, Office of Employment and Training and Board of Elections but some building renovations will be required.

Addressing Mr. Marshfield's concern regarding the cost of the project, Commissioner Reynolds said that the Committee is adamant that the \$23 million figure is the limit for the proposed project.

Mr. Tuthill said that he will follow up with Commissioner Reynolds to set up a public hearing in the Town of Delhi.

Chairman Molé thanked Mr. Rowe, Commissioner Reynolds and the Public Works Committee for listening to the people and considering a variety of options.

The minutes of the previous meeting were accepted as presented.

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

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

RESOLUTION NO. 74

**TITLE: 2017 BUDGET AMENDMENT
HOME ENERGY ASSISTANCE PROGRAM (HEAP)
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Delaware County Department of Social Services is the designated local agency to administer the Home Energy Assistance Program (HEAP); and

WHEREAS, mandated local payments are being made; and

WHEREAS, these expenditures will be 100% reimbursed with federal funds.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUE:

10-16141-44464100	FEDERAL AID-HEAP	\$3,514.00
-------------------	------------------	------------

INCREASE APPROPRIATION:

10-16141-54342030	HEAP-PA	\$3,514.00
-------------------	---------	------------

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 75

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
SHERIFF'S OFFICE**

WHEREAS, ten heavy duty headsets with boom microphones and adapters are needed for the Special Response Team members conducting police business at incident locations throughout Delaware County; and

WHEREAS, Resolution No. 18 passed on January 25, 2017 allowed us to transfer \$3,454.36 from the seized asset account to purchase 5 radios and 10 headsets, and

WHEREAS, when received the headsets were deemed incompatible and returned leaving an unspent equipment authorization balance of \$2,417.76; and

WHEREAS, the cost of ten compatible headsets totals \$7,080.00 and their purchase requires additional funding be withdrawn from the seized asset account in the amount of \$4,662.24.

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

FROM:

10-00000-34899000	Forfeiture of Crime Proceeds-Sheriff's Office	\$4,662.24
-------------------	---	------------

TO:

The resolution was seconded by Mr. Merrill and adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 77

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

LETTING OF APRIL 4, 2017

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. SW1-17 Lease of Ag Land at the Solid Waste Management Facility to:
Eternal Flame Farm Lenny Pieper
61 Conklin Road
Walton, NY 13856

Bid Price: \$600/year

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. Haynes.

Mr. Rowe said this is the strip of land located between the West Bank of the Delaware River and the railroad that has consistently been leased as agricultural land.

The resolution was adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 78

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

LETTING OF APRIL 4, 2017

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. SW2-17 Purchase of Rolloff Boxes to:
Hackers Packers, Inc.,
PO Box 178
Harpursville, NY 13787

Bid Price: \$31,360.00 (total for four boxes)

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. Haynes.

In answer to Mr. Rowe Director of Solid Waste Management Susan McIntyre advised that the bid was sent to multiple vendors only one bidder responded.

In answer to Mr. Taggart, Ms. McIntyre said that the purchase is for two types of boxes two open at \$7,365 each and two closed boxes at \$8,315 each.

The resolution was adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 79

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 THEREFORE DEPARTMENT OF PUBLIC WORKS

WHEREAS, a Project for the Delaware County Bridge Maintenance Program (2017), PIN 9754.32 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of said program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the County of Delaware desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Preliminary Engineering and Design work.

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 hereby authorizes the County of Delaware to pay in the first instance 100% of the Federal and non-Federal share of the cost of Preliminary Engineering and Design work for the Project or portions thereof; and it is further

RESOLVED that the sum of \$40,000 is hereby appropriated from 34-15112-54000000 and made available to cover the cost of participation in the above phase of 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 of Supervisors 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 Board of the Delaware County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli 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 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 Mr. Spaccaforo.

Mr. Rowe explained that this is a federal-aid bridge preventive maintenance project reimbursable at 80 percent federal, 15 percent state and 5 percent County responsibility.

In answer to Mr. Marshfield, Commissioner Reynolds stated that this is the first time federal money is being used for a bridge maintenance project. The contract is for the painting of three Delaware County Bridges further explained in the following resolution.

The resolution was adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 80

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

WHEREAS, NYS DOT has notified the County that it is eligible for Federal Funds under the Bridge Preventive Maintenance Program; and

WHEREAS, the County will be entering into an agreement with the NYS DOT for PIN 9754.32, D035654, 3 Bridges, Delaware County Bridge Preventive Maintenance Program, 3 locations within Delaware County (Resolution No. 79-17); and

WHEREAS, the Department of Public Works has selected a Consultant Engineering Firm by using the Region 9 Local Design Services Agreement (LDSA) process and has completed the negotiation phase.

WHEREAS, the Consultant Engineer will provide the professional services for designing the maintenance repairs and painting for the bridges included in the NYSDOT program.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Department of Public Works is authorized to make award to McFarland Johnson Engineers, 49 Court Street, Binghamton, NY 13902 for the preparation design and bidding documents for the project.

Proposal Fee: Maximum Amount Payable \$39,822

The resolution was seconded by Mr. Haynes and adopted by the following vote: Ayes 4222, Ayes 0, Noes 577 (Absent).

Chairman Molé granted Mr. Rowe's request to withdraw Resolution No. 81 entitled Siting Criteria based on feeling that there should be a standardized siting policy established for the County.

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

RESOLUTION NO. 82

**TITLE: APPOINTMENT OF REPUBLICAN ELECTION COMMISSIONER
BOARD OF ELECTIONS**

WHEREAS, due to the retirement of Republican Election Commissioner William Campbell effective April 21, 2017 there is a need to fill said vacancy; and

WHEREAS, the Republican Committee has certified to this Board that Maria Kelso has been designated by the Republican Committee as its choice for Election Commissioner and recommends her appointment.

NOW, THEREFORE, BE IT RESOLVED that Maria Kelso be and she hereby is appointed Republican Election Commissioner effective immediately for the remainder of the current term expiring December 31, 2017 at the salary stated in the budget.

The resolution was seconded by Mr. Eisel.

In response to Chairman Molé, Ms. Kelso stated that she looks forward to serving as the County's Republican Election Commissioner.

The resolution was unanimously adopted.

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

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

RESOLUTION NO. 83

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
CLERK OF THE BOARD**

WHEREAS, the Clerk of the Board's budget includes funding of \$700 for the purchase of a laptop computer; and

WHEREAS, the quotes received exceed the budgeted amount; and

WHEREAS, the Legislative Committee has approved the purchase of a laptop computer at the quoted price.

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

FROM:

10-11040-54595320	Supplies Office	\$100.00
-------------------	-----------------	----------

TO:

10-11040-52200000	Equipment	\$100.00
-------------------	-----------	----------

The resolution was seconded by Mr. Ellis and adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 84

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF FISCAL AFFAIRS**

WHEREAS, the Department of Fiscal Affairs is in need of funding to purchase a printer for the Create-A-Check software program; and

WHEREAS, the purchase of a printer was not budgeted and the quote received is in the amount of \$1,400; and

WHEREAS, the purchase of a printer is essential to the operation of the department.

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

FROM:

10-11327-54420200	Maintenance Agmts Software	\$1,400.00
-------------------	----------------------------	------------

TO:

10-11327-52200000

Equipment

\$1,400.00

The resolution was seconded by Mr. Gladstone and adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 85

TITLE: APPORTIONMENT OF MORTGAGE TAX

WHEREAS, §261 of the Tax Law makes it mandatory to apportion the mortgage tax semi-annually and a report has been received from the recording officer and the County Treasurer for the period ending March 31, 2017.

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer be directed to pay to the several towns and villages of Delaware County the amounts stated below; the same having been apportioned according to the aforementioned §261; and

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

Town	Amount Allocated to Tax District	Amount Apportioned to Town	Amount Apportioned to Village
Andes	\$13,982.64	\$13,982.64	
Bovina	\$9,950.82	\$9,950.82	
Colchester	\$16,743.86	\$16,743.86	
Davenport	\$28,121.88	\$28,121.88	
Delhi	\$36,654.56	\$31,082.98	\$5,571.58
Deposit	\$5,926.16	\$5,526.27	\$399.89
Franklin	\$18,245.30	\$17,451.82	\$793.48
Hamden	\$11,879.54	\$11,879.54	
Hancock	\$16,536.76	\$15,068.76	\$1,468.00
Harpersfield	\$4,943.46	\$4,424.66	\$518.80
Kortright	\$9,773.45	\$9,773.45	
Masonville	\$4,539.29	\$4,539.29	
Meredith	\$12,724.81	\$12,724.81	
Middletown	\$44,419.37	\$40,456.32 FL	\$1,220.32
		MV	\$2,742.73
Roxbury	\$22,602.40	\$22,602.40	
Sidney	\$61,013.83	\$43,525.20	\$17,488.63
Stamford	\$12,542.91	\$9,708.93 ST	\$1,138.44
		HO	\$1,695.54
Tompkins	\$8,215.94	\$8,215.94	
Walton	\$22,757.07	\$18,638.33	\$4,118.74

Town	Amount Allocated to Tax District	Amount Apportioned to Town	Amount Apportioned to Village
Totals ...	\$361,574.05	\$324,417.90	\$37,156.15

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

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

RESOLUTION NO. 86

TITLE: AUTHORIZATION TO ENTER INTO CONTRACT WITH THE CATSKILL WATERSHED CORPORATION TO PROVIDE FUNDING FOR CONSULTANT SERVICES FOR GIS ANALYSIS OF LAND ACQUISITION AND OPEN SPACE FOR THE 17 NYC WATERSHED COMMUNITIES IN DELAWARE COUNTY PLANNING DEPARTMENT

WHEREAS, the New York City Department of Environmental Protection (NYC DEP) has been working to re-evaluate the Environmental Impact Statement prepared for the NYC Land Acquisition program; and

WHEREAS, the NYC DEP has prepared a set of criteria to complete a mapping analysis of the impacts of the NYC Land Acquisition program on the West of Hudson communities; and

WHEREAS, the analysis includes six of the seventeen Delaware County communities; and

WHEREAS, Delaware County is very concerned that the analysis is not detailed enough to show the true impacts of the Land Acquisition program; and

WHEREAS, the Delaware County Planning Department has developed methodology to further evaluate these impacts in a more comprehensive manner; and

WHEREAS, it is advantageous to complete this analysis for all seventeen towns in Delaware County; and

WHEREAS, Delaware County will have less than ninety days to complete this analysis beginning at the end of April; and

WHEREAS, the Catskill Watershed Corporation (CWC) has been asked by watershed towns where development can occur outside of the 100 year floodplain; and

WHEREAS, CWC has offered to provide financial assistance from the Catskill Fund for the Future to be reviewed and approved by the CWC Board of Directors on May 2, to pay for an outside consultant to help with the analysis based on the Planning Department methodology as it is important for the continued existence of communities within the New York City West of Hudson Watershed.

NOW, THEREFORE, BE IT RESOLVED that Delaware County is authorized to enter into contract with the CWC for funding to hire a consultant to assist in the completion of this analysis within the designated ninety-day period.

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

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

RESOLUTION NO. 87

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,014,817.95 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	\$642,311.13
OET	\$36,108.24
Public Safety Comm System	\$0.00
Highway Audits, as Follows:	
Weights and Measures	232.89
Landfill	\$101,922.55
Road	\$21,160.13
Machinery	\$210,041.90
Capital Road & Bridge	\$2,763.61
Capital Solid Waste	\$277.50

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4222, Noes 0, Absent 577 (Pigford).

Chairman Molé noted that the May 10 Board of Supervisors meeting is at 4:00 p.m. and begins the first of the evening meetings.

In response to Mr. Marshfield, Director of Veterans Affairs Charlie Piper invited the Supervisors and the public to attend the ceremony of the official Delaware County Purple Heart sign unveiling at the American Legion Utsayantha Post 1379 in Stamford at 2:00 p.m. on Friday, May 5.

In answer to Mr. Triolo, Mr. Piper advised that the outreach center at the Delaware Inn in the Town of Stamford is operating two days a week, Wednesday and Thursday and has been successful in assisting veterans in need of clothing, food, and referrals. Eventually, the Center will be open seven days a week.

Upon a motion, the meeting was adjourned at 3:08 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

MAY 10, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, May 10, 2017 at 4:00 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, Chairman Tina B. Molé presiding.

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

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

The Clerk noted that all communications received have been referred to their respective committees for review. She also announced that the Code of Ethics disclosure forms of the applicable employees are on file in the Office of the Clerk of the Board.

Chairman Molé granted privilege of the floor to Mr. Tuthill to provide an update on the Mental Health building project.

Mr. Tuthill noted that he serves as Chairman of the Capital Projects Committee along with committee members Wayne Marshfield and Mike Spaccaforno. He explained the committee decided to seek a consultant service after several years of discussing and searching for an appropriate location to house the Adult Mental Health Clinic, the Family and Children's Mental Health Unit and the Alcohol and Drug Abuse Services. He stated that the committee was unanimous in its choice of C&S Companies and introduced Managing Architect Eric Witschi and Professional Engineer John Camp to discuss the scope of the project.

Mr. Witschi called the Supervisors' attention to their copy of the presentation outline entitled *Delaware County Mental Health Building Project Scope Summary* and stated the outline follows the presentation.

He explained that the project scope includes three major phases, the programming and site selection, design and bid phase and the construction phase. The preliminary phase, programming and site selection will include the development of a functional building solution. The design and bid phase includes the design of site features, utilities outside of the building and specifications for construction. The building design will proceed in three stages allowing for County review and approval at each stage. The construction phase will include designer-led construction administration and full-time site representation.

In answer to Mr. Gladstone, Mr. Witschi stated that as a site selection has not been made there are no preferences as to the layout or building design.

Mr. Witschi stated in answer to Chairman Molé, that the project is expected to be complete by 2019.

Mr. Camp explained in answer to Mr. Davis that the State Pollution Discharge Elimination System (SPDES) has two sides, industrial and construction. This project is construction and refers to stormwater.

Chairman Molé introduced Community Services Board (CSB) members Walter Keller and Rina Reba, Director of Mental Health Cindy Heaney and Supervisor Art Merrill. She explained that the CSB co-governs with the County in the area of Community Health.

In answer to Mr. Keller, Mr. Witschi said that public hearings are part of the process and attendance is anticipated.

Chairman Molé said this is a needed construction project. Consolidating services and creating one facility has been in discussion for at least ten years with committees actively seeking a solution for the past six years. She thanked Mr. Witschi and Mr. Camp for their presentation.

For standing committee reports Chairman of the Public Works Committee Sam Rowe addressed Resolution No. 3 passed by the Village of Delhi at their Special Meeting of April 27, 2017 concerning the proposed Highway building project.

Mr. Rowe commented on each of the points contained in the resolution as to why the Department of Public Works (DPW) is opposed to rebuilding a new structure at its current location. He emphasized that the New York State Department of Environmental Conservation (NYSDEC) strongly discouraged anyone from building a critical facility, such as a DPW garage, in a floodplain or a floodway. FEMA in its Executive Orders 11988 of 1977 and 13690 of 2015 requires executive departments, to the extent possible, to avoid the long- and short-term adverse impacts associated with occupancy and modification of floodplains. It is true that the Delhi Flood Commission presentation stated by completing two mitigation projects the West Branch of the Delaware River would reduce the back flow up stream on Page Avenue. However, Delhi's local flood analysis is not complete and their consultant is still developing alternatives and identifying the impacts of those alternatives. The County's consulting firm Woidt Engineering in their evaluation of the proposed projects stated that "although these mitigation improvements provide much benefit to the Village and Town of Delhi the DPW facilities will still be inundated with a minimum of several feet of water during a 100-year flood event. As such, a critical facility (DPW) will remain in the floodplain that accordingly could affect emergency response operations. Therefore, the challenges of reconfiguring the DPW site with a new layout would still be highly problematic and challenging even with all the mitigation measures in place."

Mr. Rowe referenced the public misconceptions circulating regarding the initial presentation of the DPW building project noting that it has always been the intent of the County to leave the current site "green." The proposed cost of the building project includes the rehabilitation of the current site by DPW with the exception of asbestos abatement which will be outsourced.

He furthered noted that the Public Works Committee would be offering an opportunity to C&S Companies to review the current parameters of the building project. He stated there are now eleven new sites that are currently in the evaluation process.

In conclusion, he stated a memo outlining the current siting parameters was included in the Supervisors' packet and encouraged Supervisors to let the committee know of any additional parameters they might consider. The suggestions are to be returned to Department of Public Works Commissioner Wayne Reynolds by May 19.

Chairman Molé noted that the Public Works Committee has tried to accommodate the wishes of the Village and Town of Delhi. In response to the outcry from several communities against the proposed location, she said the County believes it is the best site. She said the County prefers not to rebuild in a floodplain and is open to considering other sites. Referencing the issue of transparency, she shared that the County operates by a committee system allowing the background work to be done at the committee level prior to presentation to the full Board of Supervisors. Addressing the Highway Department's reserve, she commented that the Department was wise to save over the years knowing that a new facility was needed. We want the best facility for the taxpayers' money, we want the employees safe and we want the hosting town to be happy.

Mr. Marshfield referenced FEMA DR 4294 Presidential Executive Order Number 11988 and 11990 which states that FEMA is obligated to come and perform an extensive review of the current site if no other location is found to relocate.

Mr. Spaccaforno noted that the Public Works Committee is trying to address public misconceptions and be as transparent about the project as possible. The current building is in dire shape and a new building is critical. Addressing the reserve, he reiterated that the Department has been saving for many years so as not to put the county in fiscal stress.

Mr. Rowe stated that the Committee preferred to keep the Highway Department on the current site, however, research proves it does not make sense to rebuild in a flood plain. He asked the public to be patient with the process and know that as soon as all the research is complete the information will be brought to the public.

Chairman Molé noted that these discussions are important and thanked Mr. Rowe for his update.

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

RESOLUTION NO. 88

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
SHERIFF'S OFFICE**

WHEREAS, funds have been made available to the Sheriff's Office by way of felony drug prosecutions for which funding is routinely collected; and

WHEREAS, helmets for all but two members of our Special Response Team were paid for from funding supplied by grants from the New York State Division of Criminal Justice Services as described in Resolution No. 31 dated February 22, 2017; and

WHEREAS, two helmets having a threat level equal to those worn by other members of the SRT team are needed to similarly equip all members.

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

FROM:

10-00000-34899000	Forfeiture of Crime Proceeds-Sheriff's Office	\$1,046.00
-------------------	---	------------

TO:

10-13110-52200000	Equipment	\$1,046.00
-------------------	-----------	------------

The resolution was seconded by Mr. Haynes and Mr. Spaccaferno and adopted by the following vote: Ayes 4641, Noes 0, Absent 158 (Eisel).

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

RESOLUTION NO. 89

**TITLE: UNEMPLOYMENT BENEFITS BUDGET MODIFICATION
PERSONNEL OFFICE**

WHEREAS, the 2017 Budget has appropriations for unemployment distributed among different departments for reimbursement purposes; and

WHEREAS, the General Fund has an account for undistributed unemployment benefits that is used to pay for any unemployment claims during the year and this modification has been part of the past practice of the county; and

WHEREAS, the remaining balance in the appropriation will be rolled into the Employee Benefit Reserve at the end of the year.

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

FROM:

10-11040-58500000	Clerk of the Board	\$451.00
10-11165-58500000	District Attorney	1,354.00
10-11325-58500000	Treasurer	755.00
10-11327-58500000	Fiscal Affairs	634.00

10-11340-58500000	Budget Director	47.00
10-11355-58500000	Real Property Tax	767.00
10-11364-58500000	Tax Acquired Prop	142.00
10-11410-58500000	County Clerk	2,186.00
10-11412-58500000	Records Management	105.00
10-11420-58500000	County Attorney	1,744.00
10-11430-58500000	Personnel	773.00
10-11450-58500000	Elections	561.00
10-11620-58500000	Buildings	2,205.00
10-11680-58500000	Information Technology	2,127.00
10-13020-58500000	Public Safety - 911	1,179.00
10-13110-58500000	Sheriff - Law Enforcement	3,303.00
10-13140-58500000	Probation	1,757.00
10-13150-58500000	Sheriff Jail	8,141.00
10-13315-58500000	Stop DWI	12.00
10-13620-58500000	Safety Inspections	163.00
10-13640-58500000	Emergency Services	464.00
10-14012-58500000	Public Health	1,710.00
10-14059-58500000	Early Intervention	683.00
10-14060-58500000	Edu Physically Handicapped	348.00
10-14310-58500000	Mental Health Clinic	3,824.00
10-14311-58500000	Community Support	224.00
10-14312-58500000	MH Crisis Serv Prog	177.00
10-14315-58500000	Enh Childrens Serv	171.00
10-14317-58500000	Alcoholism Clinic	1,379.00
10-14321-58500000	Exp Mental Health	356.00
10-16010-58500000	Social Services	12,255.00
10-16326-58500000	Economic Development	647.00
10-16510-58500000	Veterans	461.00
10-16610-58500000	Sealer of Weights and Measures	140.00
10-16772-58500000	Office for the Aging	1,392.00
10-17310-58500000	Youth Bureau	1,740.00
10-18020-58500000	Planning	1,637.00
10-18740-58500000	Watershed Affairs	583.00
22-18160-58500000	Landfill Solid Waste	4,010.00
24-19050-58500000	Public Works	14,082.00
62-11710-58500000	Workers Compensation	120.00
	Total	\$74,809.00

TO:

10-19050-58500000	Unemployment Insurance	\$74,809.00
-------------------	------------------------	-------------

The resolution was seconded by Mr. Axtell and Mr. Spaccaferno and adopted by the following vote: Ayes 4641, Noes 0, Absent 158 (Eisel).

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

RESOLUTION NO. 90

**TITLE: AUTHORIZATION FOR DISPOSITION OF PERSONAL PROPERTY
NO LONGER NECESSARY FOR PUBLIC USE
DEPARTMENT OF SOCIAL SERVICES**

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.

NOW, THEREFORE, BE IT RESOLVED that the Department is authorized to sell by trade-in, on-line auction or for scrape the following items.

<u>Car No.</u>	<u>Description</u>	<u>Vehicle Identification No.</u>
386	2005 Chevy Malibu	1G1ND52F25M251281

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

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

RESOLUTION NO. 91

**TITLE: AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO
A CONTRACT WITH THE CATSKILL WATERSHED CORPORATION
FOR THE PURCHASE OF A VACUUM TRUCK
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Catskill Watershed Corporation (CWC) administers a Stormwater Retrofit grant program for the implementation of stormwater best management practices; and

WHEREAS, DPW has applied to CWC for a \$500,000 grant to replace the 2003 Vacuum truck that was purchased with a CWC grant; and

WHEREAS, DPW has successfully used the 2003 Vacuum Truck to efficiently clean and maintain stormwater drop inlets and culverts on the County Highway system as well as for a number of towns and village stormwater systems to maintain system capacity and to improve stormwater water quality emanating from those systems; and

WHEREAS, the 2003 truck has become worn with use and is no longer as dependable as it was when new; and

WHEREAS, the grant covers the entire cost of the purchase of the new truck less the auction sale proceeds of the 2003 truck which will serve as the local match; and

WHEREAS, DPW has been notified by the CWC that the grant application has been approved.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to enter into an agreement with the Catskill Watershed Corporation for the purchase of a Vacuum Truck at a not-to-exceed value of \$500,000.

The resolution was seconded by Mr. Haynes.

Mr. Rowe advised that CWC would provide the purchase price of the vacuum truck upfront.

Mr. Marshfield noted that that several municipalities use the vacuum truck.

The resolution was adopted by the following vote: Ayes 4641, Noes 0, Absent 158 (Eisel).

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

RESOLUTION NO. 92

**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 workdays 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 Begin-End</u>	<u>Days Per Month Based on Record of Activities</u>
<u>ELECTED OFFICIALS:</u> Chairman/Supervisor	Tina Molé	6	01/04/17 – 12/31/17	19.39

Acting County Clerk	Debra Goodrich	6	11/09/16 - 12/31/17	26.75
District Attorney	John Hubbard	6	01/01/17 - 12/31/20	28.43

The resolution was seconded by Mr. Merrill and Mr. Spaccaforo and unanimously adopted.

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

RESOLUTION NO. 93

TITLE: RESOLUTION URGING THE GOVERNOR AND STATE LEGISLATURE TO HOLD COUNTIES HARMLESS FROM ANY LOST FEDERAL MEDICAID REIMBURSEMENT IF PROVISIONS OF THE AFFORDABLE CARE ACT ARE REPEALED OR FEDERAL MEDICAID REIMBURSEMENTS TO STATES ARE CAPPED

WHEREAS, the new President and Congress have indicated they plan to repeal and replace the Affordable Care Act; and

WHEREAS, Congress is also considering capping federal Medicaid reimbursements to states through a block grant or per capita cap; and

WHEREAS, the Affordable Care Act provides significant fiscal benefits to the state, counties and New York City through expanded Medicaid coverage and enhanced federal Medicaid matching rates; and

WHEREAS, counties and New York City are currently saving nearly \$600 million annually from these enhanced federal Medicaid matching payments; and

WHEREAS, the Delaware County Board of Supervisors estimates that these savings will continue to grow over the next several years; and

WHEREAS, this federal fiscal relief, in conjunction with other state mandate relief initiatives and county actions to lower costs for taxpayers, has enabled more than half the counties to lower their property tax rates and nearly one-third to lower their property tax levies in recent years; and

WHEREAS, if these enhanced federal Medicaid matching funds are lost, every county in the state would experience significant increases in their annual Medicaid costs that would far outstrip their ability to maintain the state imposed property tax cap.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors calls on the Governor and State Legislature to hold local taxpayers fiscally harmless from any federal changes to the Affordable Care Act or Medicaid financing so we may preserve the gains that have been made so far due to the enhanced federal Medicaid matching rates available under the Affordable Care Act; and

BE IT FURTHER RESOLVED that copies of this resolution be sent to the Governor Andrew Cuomo, the New York State Legislature and all others deemed necessary and proper.

The resolution was seconded by Mr. Merrill.

Mr. Marshfield read from his prepared statement addressing his concerns related to the repeal and revision of the Affordable Care Act. He opined that the bill in its current form would be disastrous to New York and other states. As presented the bill would uninsured about 2.7 million people in New York of which 4,461 are County residents. He hoped that the Senate would revise the bill and produce an amended bill that will continue to insure our people without added costs.

Mr. Spaccaforo noted that if the Senate does not amend the bill this would become another unfunded mandate.

Chairman Molé noted that Congressman Faso has language in a bill that encourages the state to take over the Medicaid payment. If that passes, it will save the County about 40 percent on its tax bill.

The resolution was unanimously adopted.

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

RESOLUTION NO. 94

TITLE: RESOLUTION URGING STATE LEGISLATIVE LEADERS TO FOCUS THEIR PROPERTY TAX RELIEF EFFORTS ON FISCAL REFORMS THAT WILL LEAD TO PERMANENT AND HISTORIC PROPERTY TAX REDUCTION BY ASSUMING THE COST OF STATE PROGRAMS THAT COUNTIES ARE CURRENTLY REQUIRED TO PAY FOR UNDER STATE LAW

WHEREAS, State leaders have identified property taxes as the number one fiscal burden for homeowners and small businesses, as well as the largest impediment to economic growth and job creation in Upstate New York; and

WHEREAS, the Governor and State Legislature have enacted several laws over the last couple of decades designed to address New York's highest in the nation property taxes, including the creation of STAR school tax relief, a property tax cap, a temporary two-year property tax freeze program and a new temporary tax rebate check program; and

WHEREAS, the Governor has proposed a new "property tax relief" program that requires county officials to design local government shared service programs and/or complete local government consolidations in order to reduce pressure on local property taxes; and

WHEREAS, the Governor's proposal requires county officials to submit such proposals in a referendum to the people for a vote on an annual basis until one is approved; and

WHEREAS, counties and other local governments are implementing thousands of shared services projects and other government efficiencies; and

WHEREAS, current state law has a process to allow local governments to consolidate subject to voter approval; and

WHEREAS, holding additional voting annually will require local governments to incur tens of millions of dollars in unnecessary voting costs; and

WHEREAS, the Governor and State Legislature have enacted state tax rebate check programs and tax breaks for select special interest groups and industrial sectors, not including STAR, and state income tax cuts that will exceed \$7 billion on an annual basis – none of which reduce any homeowner's or small businesses' property tax bills; and

WHEREAS, county elected leaders have strongly advocated in support of ways to lower the property tax burden for homeowners and businesses across the state going back nearly 50 years when the largest state mandate, Medicaid, was first imposed on counties, growing from \$100 million then to over \$7.5 billion today; and

WHEREAS, since that time the state has required county taxpayers to finance with local tax dollars dozens of other state programs that, for the most part, counties in other states are not required to finance; and

WHEREAS, these state imposed mandates on counties require more than \$12 billion annually in locally raised taxes to be sent to the State Capitol so they can be used by the state in lieu of state raised taxes to pay for state programs and initiatives; and

WHEREAS, state elected officials do recognize that mandating local governments to finance state designed and controlled programs does lead to higher property taxes and as a result they have enacted important mandate relief for county property taxpayers including the

implementation of two separate caps on the growth in the local share of Medicaid costs and major pension reforms; and

WHEREAS, since the enactment of these mandate relief initiatives the growth rate in aggregate county property taxes has slowed dramatically, generally averaging under 2.2 percent per year over the last decade, less than the rate of inflation over that time frame; and

WHEREAS, Delaware County officials believe that one of the best ways to improve New York's economic climate and competitiveness is to not just slow the rate of growth in property taxes, but to actually lower them from today's levels; and

WHEREAS, permanent and historic reductions in property taxes can primarily be achieved through fundamental reforms of the major state mandates that keep driving up local property taxes, in conjunction with realigning how and what level of government pays for these state mandated services; and

WHEREAS, recognizing the need for property tax relief is in line with the Governor's and Legislative Leader's call for all governments to be more fiscally accountable to taxpayers; and

WHEREAS, Delaware County believes that aligning the cost of the state's human services programs with the governmental entity that defines and controls them will result in a historic and sustainable reduction in county property taxes and a more appropriate and equitable distribution of the cost of the state's human services programs; and

WHEREAS, the cost of paying for the state Medicaid program in Delaware County (and counties outside of New York City) equals about one half of the county's property tax levy; and

WHEREAS, the benefits, scope and ultimate cost of Medicaid has been set and controlled by the State for nearly 50 years, but not fully financed with state resources, therefore transferring a significant cost burden to local property taxpayers and contributing greatly to the disparity between property taxes in New York State and other states; and

WHEREAS, Cornell University researchers have documented in numerous reports how New York's practice of shifting fiscal responsibilities from the state to lower levels of government including counties creates severe imbalances between New York and other states in relation to property taxes; and

WHEREAS, the practice of using local revenues to subsidize the State Budget is the number one reason why New York's property taxes are the highest in the nation.

NOW, THEREFORE, BE IT RESOLVED the Delaware County Board of Supervisors calls on the Governor and State Legislature to focus on enacting a phased-in state takeover of the costs of its own mandated human services, starting with Medicaid, that would provide immediate, permanent and measurable property tax reduction helping to narrow the negative tax gap with our competitor states; and

BE IT FURTHER RESOLVED the Delaware County Board of Supervisors supports shared services and has been ever vigilant in the search for increased operational efficiencies at all levels of government. Our goal is the reduction of property taxes in New York State, but in order for a realistic discussion to take place, school taxes and how public education is funded must be a part of the solution. School taxes account for approximately 60% of local property tax bills, and county taxes account for about 20% of that annual tax bill. Furthermore, of the 20% county share, NY State mandates are responsible for almost all of that tax bill. Shared services and consolidation efforts, while laudable, are simply not the answer to the much larger issue of high property taxes in this state. Any solution to that problem must include the addressing of school taxes and all unfunded state mandates. The Delaware County Board of Supervisors therefore rejects the consolidation plan and referendum proposal as presented by the Governor as being incomplete in its scope.

BE IT FURTHER RESOLVED that copies of this resolution be sent to the Governor Andrew Cuomo, the New York State Legislature and all others deemed necessary and proper.

The resolution was seconded by Mr. Triolo.

Mr. Spaccaforo said the purpose of this initiative is to reduce property tax. He opined that if the state would take over what they are mandating the County to do it would reduce property taxes enormously.

Mr. Gregory referenced with concern the WHEREAS that states “these state imposed mandates on counties require more than \$12 billion annually in locally raised taxes to be sent to the State Capitol so they can be used by the state in lieu of state raised taxes to pay for state programs and initiatives.” He shared that he questioned a state representative at a recent event as to why New York City is exempt from this mandate and was told, “they are already doing it.” When he asked why Delaware County could not get credit for what they are already doing his response was “we want new initiatives.”

Mr. Marshfield noted that he has received similar comments from state officials at past events. He said the general feeling of the counties is that the Governor could save more money with one stroke of his pen.

Chairman Molé explained that as Chairman of the Board of Supervisors she is required to assemble a panel of the 19 town supervisors and the 10 village mayors to create a County-Wide Shared Services Plan. The process, which will include three public hearings, must be completed by August 1, 2017. She advised that the kick-off meeting is scheduled for Wednesday, May 31, 2017 at 2:00 p.m. in the Board Room of the County Office building and invitations have already been sent.

In answer to Mr. Valente, Chairman Molé said the meeting is a public meeting.

The resolution was unanimously adopted.

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

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

RESOLUTION NO. 95

TITLE: AUTHORIZATION TO ENTER INTO A CONTRACT ON AN EMERGENCY BASIS FOR PROFESSIONAL SERVICES WITHOUT A REQUEST FOR PROPOSAL PLANNING DEPARTMENT

WHEREAS, New York City has given Delaware County 90 days from April 28, 2017, to assess the amount of developable land remaining in the seventeen (17) Watershed Towns in order to rebut New York City’s report regarding the amount land that is developable in Delaware County; and

WHEREAS, the Delaware County Planning Department has less than 90 days to assess the amount of developable land remaining in the Watershed Towns; and

WHEREAS, the amount of developable land is directly related to Delaware County’s economic sustainability; and

WHEREAS, the Delaware County Planning Department does not have the staff resources nor the available technological resources to perform such a study within the 90 days allotted; and

WHEREAS, the Delaware County Planning Department must engage professional services on an emergency basis to assist with the assessment; and

WHEREAS, the Delaware County Planning Department currently contracts with VHB, a geographical information systems company and as such, VHB is familiar with Delaware County.

There are very few geographical informational system companies who perform this work; and

WHEREAS, the Delaware County Planning Department estimates that the cost of such a contract would be between \$25,000 to \$30,000 approximately; and

WHEREAS, Resolution No. 86 of 2017 authorized the Delaware County Planning Department to enter into contract with the Catskill Watershed Corporation (CWC) to pay for this work and that contract was approved by the CWC Board on May 2, 2017.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Planning Department is hereby authorized to enter into a contract with VHB on this emergency basis for professional services. The contract shall limited to the purpose of assessing the amount of developable land within the Watershed Towns in order to rebut the New York City study of same.

The resolution was seconded by Mr. Spaccaformo and Mr. Ellis.

Acting Planning Director Shelly Johnson-Bennett noted that CWC would be paying for the cost associated with this service as per County Resolution No. 86-2017.

The resolution was adopted by the following vote: Ayes 4641, Noes 0, Absent 158 (Eisel).

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

RESOLUTION NO. 96

TITLE: REQUEST TO THE 1954 DELAWARE RIVER DECREE PARTY MEMBERS TO MAKE NEEDED CHANGES TO THE FLEXIBLE FLOW MANAGEMENT PLAN (FFMP) AND AVOID A RETURN TO REVISION I STATUS DEPARTMENT OF WATERSHED AFFAIRS

WHEREAS, as demonstrated at the February 16, 2017, Delaware River Basin Commission's Regulated Flow Advisory Committee, the 1954 Decree Parties are at an impasse regarding the extension of the FFMP for another year on June 1, 2017; and

WHEREAS, at this meeting, the State of New Jersey stated that they will not vote for an extension of the existing FFMP until their demands are met; and

WHEREAS, as of the date of this resolution no changes have been made; and

WHEREAS, the extension of the existing FFMP while not satisfactory, in and of itself, it is far superior than returning to the prior decision making process under Revision I; and

WHEREAS, reverting to Revision I will result in less flood protection for life and property, potentially causing tremendous harm and a highly detrimental release program that will have a direct negative economic impact on the Towns of Colchester, Deposit and Hancock along with the Villages of Deposit and Hancock; and

WHEREAS, Delaware County, like many affected communities, has consistently asked for improvements to the FFMP for the past several years to no avail; and

WHEREAS; the clear lack of transparency by the Decree Parties and apparent lack of concern for those not allowed to be part of the Decree Party discussion leaves these communities completely void of any information with regard to what to expect and therefore unable to plan accordingly.

NOW, THEREFORE, BE IT RESOLVED the Delaware County Board of Supervisors, which has exhibited respect, courtesy and patience with the ongoing multiyear FFMP extension devoid of any significant changes and are now at risk of a default to Revision I which is undesirable to all stakeholders, now strongly requests that the needs of the communities directly impacted by the private negotiations of the Decree Party, be given as high a priority as the interests of the Decree Party members and that the Degree Party members seek equitable

solutions for their differences so as not to imperil life and property of affected towns and villages.

BE IT FURTHER RESOLVED this resolution also be forwarded to the Decree Party Members (Governors of PA, NY, NJ and DE, NYC Mayor), Decree Party Principals, Delaware River Congressional Task Force, US Senators Schumer and Gillibrand, the Delaware River Basin Commission and Executive Director, NYS Assembly and Senate members representing Delaware County.

The resolution was seconded by Mr. Valente.

Mr. Merrill noted that the FFMP is very important to the towns below the reservoir. The return to Revision I could potentially cause a highly detrimental release program that will negatively affect the Towns of Colchester, Deposit and Hancock along with the Villages of Deposit and Hancock.

Mr. Triolo noted that Resolution No. 95 addressed issues affecting communities within the watershed and Resolution No. 96 addresses issues affecting communities outside of the watershed.

The resolution was unanimously adopted.

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

RESOLUTION NO. 97

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$3,195,640.73 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	\$2,980,125.26
OET	\$12,931.98
Public Safety Comm System	\$1,214.19
Insurance Risk Retention	\$30,000.00
Highway Audits, as Follows:	
Weights and Measures	\$86.62
Landfill	\$17,353.78
Road	\$3,301.37
Machinery	\$54,358.42
Capital Road & Bridge	\$19,674.26
Capital Solid Waste	\$76,594.85

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4641, Noes 0, Absent 158 (Eisel).

Upon a motion, the meeting was adjourned at 5:05 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

MAY 24, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, May 24, 2017 at 4:00 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, Chairman Tina B. Molé presiding.

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

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé granted privilege of the floor to Mr. Hynes who introduced Delaware County Cornell Cooperative Extension (CCE-DC) Director Jeannie Darling.

Mrs. Darling advised that over the next two years Delaware County would be working with Tompkins County on a Clean Energy Communities (CEC) Program Grant. The grant targets counties, towns and villages. To assist municipalities throughout the process CCE-DC is hiring a staff educator starting in June. She introduced Cooperative Extension Tompkins County (CCE-TC) Energy Educator Terry Carroll to elaborate on the grant program.

Mr. Carroll distributed a handout entitled *Clean Energy Communities Program (CEC)* to assist in following the presentation. He explained that the CEC Program Grant is an effort by the New York State Research and Development Authority to encourage New York State communities to implement clean energy actions, save energy costs, create jobs, and improve the environment.

He stated that representatives of New York State approached CCE-TC with the opportunity to administer the CEC Program Grant for the five-county region, Tompkins, Tioga, Broome, Chenango and Delaware County. His role is to work with municipalities as they endeavor to achieve their Clean Energy Community Certification. Grant application is only possible after the municipality achieves its certification.

Interested municipalities are encouraged to begin the certification process as soon as possible as the grants are awarded on a first-come first-serve basis across the Southern Tier Region. He noted that the Southern Tier Region consists of eight counties. Eligibility is based on a selection criteria and the application must receive at least 50 percent of points based on the selection criteria to be eligible for consideration for one of the eighteen CEC Program Grants offered. Municipalities with a population of 40,000 plus are eligible to apply for the two grants in Tier 1 of \$250,000 each and the two grants of \$150,000 each in Tier 2. Small and medium municipalities having a population of fewer than 40,000 are eligible to apply for the four grants in Tier 1 of \$100,000 each and the ten grants of \$50,000 each in Tier 2.

Mr. Ellis shared that the Town of Meredith is working towards the certification process and obtaining one of the grants. Currently the Town is addressing High Impact Action Item 1, Benchmarking, Item 3, LED Street Lights and Item 6, Unified Solar Permit.

In answer to Chairman Molé, Mrs. Darling stated that Tara Donadio would fill the two-year position of Resource Educator beginning June 20. She noted that population density plays a role in the awarding of grants and explained that being part of a regional team allows CCE-DC a greater opportunity to bring in diversity and additional resources to serve communities and people better.

Chairman Molé thanked Mrs. Darling and Mr. Carroll for their informative presentation.

For standing committee reports, Chairman of the Public Works Committee Sam Rowe advised that the property located next to the Public Safety Building was suggested for the DPW building site. The property is not available for purchase and will not be evaluated as the search is restricted to available properties.

Mr. Rowe advised that the majority of Supervisors responding to the Public Works Committee's request for additional site parameters felt the existing parameters were acceptable therefore, the committee decided to move forward using those parameters. The next step is to send the site information to the County's consulting firm for evaluation.

Chairman Molé thanked Mr. Rowe for the update.

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

RESOLUTION NO. 98

**TITLE: 2017 BUDGET AMENDMENT
DEPARTMENT OF EMERGENCY SERVICES - E911**

WHEREAS, the Department of Emergency Services applied for and was awarded a grant from the New York State 2016-2017 Public Safety Answering Points Operations Grant Program (2016-2017 PSAP) which allows for state support to counties for eligible public safety call taking and dispatching expenses; and

WHEREAS, the grant awarded will allow for dispatcher salaries and PSAP equipment maintenance.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUE:

10-13020-43330500	State Civil Defense	\$162,103.00
-------------------	---------------------	--------------

INCREASE APPROPRIATION:

10-13020-51327000/3020002/911	Grant Personnel Services	\$110,000.00
10-13020-54327415/3020002/911	Grant Maintenance & Repair	\$52,103.00

The resolution was seconded by Mr. Spaccaforno and adopted by the following vote: Ayes 4241, Noes 0, Absent 558 (Gregory).

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

RESOLUTION NO. 99

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF EMERGENCY SERVICES – E911**

WHEREAS, the Delaware County Communication dispatchers sit in the chairs provided 24 hours a day, 365 days a year; and

WHEREAS, all communications dispatcher chairs have outlived their useable life and are in a non-repairable state; and

WHEREAS, this is an unexpected equipment purchase that was not budgeted; and

WHEREAS, sound acoustic tiles were budgeted in 2017 to offset some of the echo and sounds in the communications center; and

WHEREAS, we can forgo the purchase of the acoustic tiles this year in order to fund functional chairs for the dispatchers to utilize.

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

FROM:

10-13020-54415000 M&R CAD System \$2,166.00

TO:

10- 13020-52200000 Equipment \$2,166.00

The resolution was seconded by Mr. Davis and adopted by the following vote: Ayes 4241, Noes 0, Absent 558 (Gregory).

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

RESOLUTION NO. 100

**TITLE: AUTHORIZATION FOR AWARD
DELAWARE COUNTY DEPARTMENT OF PUBLIC WORKS**

LETTING OF FEBRUARY 7, 2017

WHEREAS, notice to bidders and proposals received having been filed and the bidding procedures and documents having been approved by the County Attorney:

NOW, THEREFORE, BE IT RESOLVED that the County Department of Public Works is herewith authorized to make award to the lowest bidder meeting specifications as follows:

PROPOSAL NO. 32-17 Replacement of Bridge 216, BIN 3370900, Swart Street Bridge over Bull Run, Village of Margaretville to: R. DeVincentis Construction, Inc., One Brick Avenue, Binghamton, NY 13901

Bid Price: \$731,000.00

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. Haynes.

In answer to Mr. Marshfield, Commissioner of Public Works Wayne Reynolds said this project is funded by FEMA.

The resolution was adopted by the following vote: Ayes 4241, Noes 0, Absent 558 (Gregory).

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

RESOLUTION NO. 101

TITLE: APPOINTMENT COUNTY PLANNING DIRECTOR

BE IT RESOLVED that Shelly Johnson-Bennett is hereby appointed as County Planning Director for a term of three years from May 24, 2017 through December 31, 2020 at the base salary for the position.

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

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

RESOLUTION NO. 102

**TITLE: RESOLUTION TO ESTABLISH POSITIONS
IN COMPLIANCE WITH INTERNAL REVENUE SERVICES LAW**

WHEREAS, Delaware County is in receipt of the determination of a recent IRS Audit and the findings concluded that the following positions be established as County employees and no longer be paid contractually.

NOW, THEREFORE, BE IT RESOLVED that effective June 4, 2017 the positions of Medical Examiner, Deputy Medical Examiner and Nurse Practitioner (in the Department of Mental Health) are hereby established in accordance with IRS law.

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

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

RESOLUTION NO. 103

**TITLE: LEGAL REPRESENTATION POLICY
OFFICE OF THE COUNTY ATTORNEY**

WHEREAS, pursuant to County Law §501 the County Attorney is the legal advisor to the Board of Supervisors and all its departments; and

WHEREAS, it necessary that all legal matters be brought before the County Attorney for review; and

WHEREAS, due to various circumstances it may be necessary to employ outside counsel to assist in legal matters affecting the County.

NOW, THEREFORE, BE IT RESOLVED it shall be the timely decision of the County Attorney whether or not to employ outside counsel to assist or represent the County in any legal matter.

The resolution was seconded by Mr. Eisel.

In answer to Mr. Marshfield, Mr. Spaccaforno said the intent of the resolution is to ensure that the County Attorney has an opportunity to review all legal matters. Upon review, the County Attorney will then decide if outside council is necessary.

On another matter, Mr. Spaccaforno referenced unfunded mandates and noted that a bill calling on the State of New York to fund the District Attorney Salary increase set by the state passed the Senate and is now in the Assembly.

The resolution was unanimously adopted.

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

RESOLUTION NO. 104

**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 THEREFORE
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, a Project for the replacement of BIN 3351950 on CR 26 over Telford Hollow Brook in the Town of Colchester, Delaware County, PIN 9753.00 ("the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of said program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the County of Delaware desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Preliminary Engineering/Design, Right-of-Way Incidentals, Right-of-Way Acquisition and Construction and Construction Supervision and Inspection.

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 hereby authorizes the County of Delaware to pay in the first instance 100% of the Federal and non-Federal share of the cost of Preliminary Engineering/Design, Right-of-Way Incidentals, Right-of-Way Acquisition and Construction and Construction Supervision and Inspection work for the Project or portions thereof; and it is further

RESOLVED that the sum of \$2,598,682.00 is hereby appropriated from 34-15112-54000000 and made available to cover the cost of participation in the above phase of 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 of Supervisors 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 Board of the Delaware County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli 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 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 Mr. Spaccaforno.

Chairman Molé granted Mr. Rowe's request to abstain from voting on this resolution based on his employment with the New York State Department of Transportation.

The resolution was adopted by the following vote: Ayes 3919, Noes 0, Absent 558 (Gregory), Abstain 322 (Rowe).

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

RESOLUTION NO. 105

TITLE: ARCHITECTURAL AGREEMENT FOR DELAWARE COUNTY MENTAL HEALTH BUILDING

WHEREAS, it is necessary to retain an architect for the Preliminary Phase for the design and construction of a new Mental Health Building; and

WHEREAS, the Capital Projects Committee issued a Request for Proposals on January 11, 2017, reviewed the responses, interviewed a short list of the most qualified and selected C&S Companies to design the County's facility; and

WHEREAS, the Committee has negotiated with C&S Companies on the required scope of services and corresponding fee; and

WHEREAS, the negotiated contract includes the preliminary engineering required to develop the specific program requirements and site to purchase the property; and

WHEREAS, funds are available to pay for these services;

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors is authorized to enter into an agreement with C&S Companies to pay for the Preliminary Phase at a stipulated sum of \$63,341.

The resolution was seconded by Mr. Marshfield.

In response to Chairman Molé, Mr. Tuthill noted that the contract with C&S Companies has been reviewed by the County Attorney.

The resolution was adopted by the following vote: Ayes 4241, Noes 0, Absent 558 (Gregory).

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

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

RESOLUTION NO. 106

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
MEDICAL EXAMINER**

WHEREAS, as a result of an IRS audit the positions of Medical Examiner and Deputy Medical Examiner will no longer be contractual positions; and

WHEREAS, it is necessary to transfer funds.

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

FROM:

10-11185-54535000	Professional Fees	\$35,705.00
-------------------	-------------------	-------------

TO:

10-11185-51000000	Personal Services	\$30,000.00
10-11185-58100000	Retirement	\$2,194.00
10-11185-58300000	Social Security	\$1,755.00
10-11185-58600000	Health Insurance	\$1,756.00

The resolution was seconded by Mr. Eisel and adopted by the following vote: Ayes 4241, Noes 0, Absent 558 (Gregory).

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

RESOLUTION NO. 107

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF MENTAL HEALTH**

WHEREAS, as a result of an IRS audit the Psychiatric Nurse Practitioner position will change from a contracted position to a permanent part-time County position; and

WHEREAS, it is necessary to transfer funds.

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

<u>FROM:</u>		
10-14310-54195115	Contracted PNP Services	\$35,050.00
<u>TO:</u>		
10-14310-51000000	Personal Services	\$35,050.00

The resolution was seconded by Mr. Ellis and adopted by the following vote: Ayes 4241, Noes 0, Absent 558 (Gregory).

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

RESOLUTION NO. 108

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
TREASURER'S OFFICE**

WHEREAS, the IRS conducted an audit of federal employment tax returns for the years 2014, 2015 and 2016; and

WHEREAS, the findings of the audit determined that three positions paid contractually need to be employees of the County; and

WHEREAS, the IRS has fined the County and further penalties will be issued if the County is not in compliance by July 1, 2017; and

WHEREAS, the County has agreed to comply with said findings.

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

<u>FROM:</u>		
10-11990-54900000	Contingency	\$17,576.92
<u>TO:</u>		
10-11325-54500001	Penalty – IRS	\$17,576.92

The resolution was seconded by Mr. Ellis.

Mr. Marshfield noted the Finance Committee agreed that paying the penalty was the best action for the County to take.

Chairman Molé stated that the IRS was fair in its assessment as the penalty reflects one year of taxes as opposed to the possibility of a penalty for the three-year span of the audit.

The resolution was adopted by the following vote: Ayes 4083, Noes 158 (Eisel), Absent 558 (Gregory).

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

RESOLUTION NO. 109

**TITLE: AUTHORIZATION FOR AWARD
DELAWARE COUNTY EMERGENCY SERVICES**

LETTING OF MAY 22, 2017

WHEREAS, notice to bidders has been made, and proposals received, having been filed and the bidding procedures and documents have been approved by the County Attorney.

NOW, THEREFORE, BE IT RESOLVED that the Department of Emergency Services is authorized to make award to the bidder meeting the specifications for Grand Gorge Tower Erection.

PROPOSAL: Grand Gorge Tower Erection:
COMPANY: Mid-State Communications
185 Clear Road
Oriskany, NY 13424

BID PRICE: \$63,480.00

The resolution was seconded by Mr. Davis.

In answer to Chairman Molé, Director of Emergency Services Steve Hood said there is no grant funding involved, this is a County Capital Project fully funded by the County.

The resolution was adopted by the following vote: Ayes 4241, Noes 0, Absent 558 (Gregory).

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

RESOLUTION NO. 110

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,549,568.88 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	\$634,603.00
OET	\$30,471.33
Public Safety Comm System	\$24,824.89
Highway Audits, as Follows:	
Weights and Measures	141.99
Landfill	\$114,856.08
Road	\$26,151.01
Machinery	\$75,724.35
Capital Road & Bridge	\$623,246.23
Capital Solid Waste	\$19,550.00

The resolution was seconded by Mr. Spaccaformo and adopted by the following vote: Ayes 4241, Noes 0, Absent 558 (Gregory).

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

RESOLUTION NO. 111

TITLE: EXECUTIVE SESSION

BE IT RESOLVED that the Delaware County Board of Supervisors convene in executive session to discuss the proposed acquisition of real property because publicity would substantially affect the value of the property.

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

The meeting reconvened in regular session with all Supervisors present except Mr. Gregory.

Upon a motion, the meeting was adjourned at 5:34 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

JUNE 28, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, June 28, 2017 at 4:00 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, Chairman Tina B. Molé presiding.

The Clerk called the roll and all Supervisors were present.

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé granted privilege of the floor to Mr. Taggart who introduced the 2017-18 Dairy Princess Julie Archibald.

Ms. Archibald stated that she is from a long line of farming families in the Town of Franklin. She has gained a great appreciation and respect for farmers and the Dairy Industry having seen firsthand what is involved with dairy farming. Her mission as Dairy Princess is to educate the younger generation. Many young people do not have the opportunity to visit or spend time on a working farm. It is hard to understand what it takes to produce dairy products if you have not had the chance to see firsthand what is involved in dairy farming. She hopes to raise their awareness of the dairy industry by sharing what she has learned. Her experiences have taught her that hard work and dedication is necessary to succeed at any endeavor.

Referencing industry statistics, she advised that about 77 percent of girls and 64 percent of boys ages 12-15 are not meeting their daily-recommended requirement for calcium. Calcium along with eight other essential nutrients is the key ingredients in milk and dairy products that work together to keep our bodies healthy.

Ms. Archibald noted that New York State is among the top five dairy producing states and has increased its milk production by 2 percent each year over the past decade. Siting an example, she said that one cow in 2007 produces as much milk as five cows in 1944. In 2010, there were approximately 10,500 milking cows in Delaware County. Each cow produces about 15,000 pounds of milk per year.

Ms. Archibald invited everyone in attendance to enjoy refreshments she prepared after the meeting. She thanked the Board of Supervisors for inviting her to speak and for their support of farmers and the dairy industry.

Chairman Molé thanked Ms. Archibald for her presentation.

Chairman Molé granted privilege of the floor to Mr. Valente. Mr. Valente thanked the County for approving its \$900 grant application submitted to the Occupancy Tax Grant Program in support of the Town of Davenport Bicentennial Celebration. He introduced Town of Davenport Historical Society Bicentennial Committee members Jennifer Gerster and Virginia Sanford to discuss the upcoming event.

Mrs. Sanford and Ms. Gerster distributed their event brochure and invited the Supervisors and public to attend the town's 200-year celebration (1817-2017) on July 29 and 30.

The women presented a Town of Davenport Bicentennial Banner to Chairman Molé to be gifted to the Delaware County Historical Society.

Chairman Molé granted privilege of the floor to Mr. Rowe who introduced Wendel Team Executive Vice President Gerald Summe and Principal Mark Molnar, PE. to give a PowerPoint presentation on the DPW facility site selection.

Mr. Molnar distributed a handout entitled: *Delaware County DPW Facility Site Selection* to assist in following the presentation. He explained that twelve sites were evaluated in accordance with the site selection process and ranking criteria in order to determine the top three highest ranked sites. The top three sites have similarities that make them conducive to building a development of this scale. The analysis concluded that Site 9, Back River Road, Hamden, Site 1 County Highway 18, Stamford and Site 3, County Highway 18, Delhi ranked as the top three sites. Site 11, State Highway 10, Hamden ranked fourth but was not ranked due to flooding concerns. Mr. Summe added that all of the qualifying sites are outside of prime farmland.

The positive and negative attributes of the four top ranked sites were presented. The positive attributes included a minimum of 12 acres of flat area for development, proximity to the County Office Building, located out of a floodplain, suitable soils for building construction, access and alternate access to the site. The negatives included access acquisition, road reconstruction and bridge requirement, distance to the County Office Building, possible archeological concerns and electric transmission lines.

Mr. Molnar addressed the no-build assessment while discussing Site 7 the current location of the facility. The site meets much of the criteria such as existing utilities, is a good distance to County Office Building, has a flat area for development and is accepted by the neighborhood. However, the site is entirely located in a floodplain with no access during a flood event, there is limited opportunity for grant funding and the site would require extensive capital costs associated with flood mitigation and structural integrity.

Mr. Summe added that mitigating and rebuilding on the existing site is doable, however access during a flood event would remain a concern.

Mr. Molnar advised the Board that they felt additional research was needed as the preliminary data did not define a clear winner. Environmental studies and assessments of the operational costs for each of the top ranked sites would be prudent.

In answer to Mr. Gladstone, Mr. Molnar said that future assessments would include an evaluation of the capital costs vs. the budget.

Commissioner of Public Works Wayne Reynolds noted that the original estimate presented to the Board did not include any available grant funding. He advised that the Catskill Watershed Corporation has committed to funding certain portions of the project. Additionally, there are other grants available for flood mitigation work, however, there needs to be a solid plan prior to applying for any grant funding.

Mr. Davis said it is essential the Board take into account that this is a small County and it cannot burden its residents with a large building project when grant funding is available.

Mr. Summe said the ranking process considered that sites located in a floodplain would likely not qualify for the maximum available grant funding.

In response to Mr. Spaccaforno, Mr. Summe explained the concerns associated with the current roof at the patrols building. He noted the recommendation given to the DPW Committee is to be out of that facility prior to snowfall based on the diminished structural capacity of the roof.

Mr. Marshfield opined and Mr. Gregory and Mr. Tuthill agreed that Site 11 should be a candidate for further evaluation. Mr. Summe said they are not averse to considering the site however would like a clear direction from the Board since the evaluation will cost additional money.

In response to Mr. Taggart, Mr. Molnar noted that the Wendel Team is currently building a structure with a parking garage on the bottom and an office structure on top for a client in another state. This type of construction is doable but the capital cost is significant. He pointed

out that if a similar structure were built on Site 7 access during a flood event would remain a concern.

Mr. Rowe commented that each of the sites would require road reconstruction and or a bridge. These types of projects can fall under the CHIPS Program and become eligible for reimbursement.

Mr. Tuthill referenced Site 3 and shared that his constituents in the Town of Delhi do not want to see a commercial facility in a residential area. He noted that the town is zoned residential and that a special permit would be required to build on the site. He pointed out that the Town has tried to keep its industry to the south end of the Town. Additionally, the Town of Delhi has designated the property for future village expansion.

Chairman Molé opined that not having a clear winner is very discouraging. She commented on the top ranked sites concluding that more work needed to be done.

In answer to Mr. Valente, Mr. Summe advised that the additional research and evaluation required could cost the County about \$15,000.

Mr. Tuthill made a motion to have the Wendel Team evaluate Site 11 in addition to the existing top three ranked sites. The motion was seconded by Mr. Gregory. The motion carried. Mr. Axtell, Mr. Spaccaforno, Mr. Davis and Mr. Layton were in opposition.

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

RESOLUTION NO. 112

**TITLE: 2017 BUDGET AMENDMENT
STATEWIDE INTEROPERABLE COMMUNICATION GRANT (SICG)
DEPARTMENT OF EMERGENCY SERVICES**

WHEREAS, Delaware County applied for and has been awarded grant funding under the Statewide Interoperable Communication Grant (SICG) from the Division of Homeland Security and Emergency Services and the Office of Interoperable and Emergency Communications; and

WHEREAS, this grant was awarded in the amount of \$447,657 to Delaware County for the purpose purchasing interoperable communications towers and related equipment to support and enhance statewide interoperable communications for first responders throughout New York State.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUE:

38-13640-43338900/3640388/911	State Interoper Emrg Comm Grant	\$447,657.00
-------------------------------	---------------------------------	--------------

INCREASE APPROPRIATION:

38-13640-52200001/3640388/911	Equipment Grant	\$447,657.00
-------------------------------	-----------------	--------------

The resolution was seconded by Mr. Spaccaforno and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 113

**TITLE: 2017 BUDGET AMENDMENT
STATE AID FOR OUTREACH
DEPARTMENT OF MENTAL HEALTH**

WHEREAS, the Department of Mental Health has been allocated \$60,000 of additional State Aid for Outreach during 2017; and

WHEREAS the Department will contract with Rehabilitation Support Services, Inc. to provide this program;

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUE:

10-14311-43349454	State – Outreach	\$60,000.00
-------------------	------------------	-------------

INCREASE APPROPRIATION:

10-14311-54458026	MH Outreach – RSS	\$60,000.00
-------------------	-------------------	-------------

The resolution was seconded by Mr. Triolo and adopted by the following vote: 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 114

**TITLE: 2017 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 2017 Budget be amended as follows:

INCREASE REVENUE:

10-16010-44482002	Summer Youth Employment	\$108,162.00
-------------------	-------------------------	--------------

INCREASE APPROPRIATION:

10-16010-54665002	Summer Youth Employment	\$108,162.00
-------------------	-------------------------	--------------

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 115

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

LETTING OF JUNE 8, 2017

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. 33-17	Cold In Place Recycling to: Gorman Group (American), 200 Church Street, Albany, NY 12202
--------------------	---

Bid Price: See Summary Sheet

Other municipalities in Delaware County may participate in this award.

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. Haynes.

Mr. Rowe noted that the lowest bidder did not meet specifications and therefore could not be accepted.

Commissioner Reynolds stated the bid is for New York City, however, DPW intends to use it for about one mile on the top of County Road 7.

The resolution was adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 116

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

LETTING OF JUNE 21, 2017

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. SW3-17 Transportation and Disposal of Non-Hazardous Mixed Waste Debris to: Casella Waste Management of NY Inc., 49 Lower River Street, Oneonta, NY 13820; Tweedie Construction/Tweedie Enterprises, Inc., 90 Crystal Creek Road, Walton, NY 13856

Bid Price: See Summary Sheet

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. Haynes and adopted by the following vote: Ayes 477, Noes 0, Absent 0.

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

RESOLUTION NO. 117

**TITLE: 2017 BUDGET AMENDMENT
CHANGE ORDER NO. 1 OF LETTING OF SEPTEMBER 19, 2016
MID-STATE COMMUNICATIONS
DEPARTMENT OF EMERGENCY SERVICES**

WHEREAS, Resolution No. 147 of 2016 authorized the award for construction of reinforced concrete tower foundations (letting of 9-19-16) to Mid-State Communications, 185 Clear Road, Oriskany, New York 13424 for the bid amount of \$67,900; and

WHEREAS, changes had to be made during the installation of the rock anchors on the tower foundation; and

WHEREAS, Mid-State Communications has presented a proposal to provide service and material to install additional concrete, reinforcement bar and grading modifications to ensure that the foundation and rock anchors are installed to necessary specifications.

NOW, THEREFORE, BE IT RESOLVED that the Department of Emergency Services is herewith authorized to execute Change Order No. 1 in the amount of \$14,400 raising the total project cost to \$82,300.

The resolution was seconded by Mr. Spaccaforno.

In answer to Mr. Tuthill, Director of Emergency Services Steve Hood explained that construction on this site has been challenging. It is very difficult to get materials to the site based on its terrain and the location has created additional installation requirements.

In response to Mr. Hynes, Mr. Hood said the project should be completed on time despite the construction difficulties. He noted that the County is collaborating with the Margaretville Telephone Company on this project.

The resolution was adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

Mr. Rowe 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 trade-in, on-line auction or for scrap the following items:

<u>Dept/Vehicle No.</u>	<u>Description</u>	<u>Serial Number/VIN</u>
DPW 353	1993 White/GMC Dump	V2JCBJF6PR818281
DPW 364	1985 Mack Tractor	1M2P137CXFA013110
DPW 203	1962 Walters	627806
DPW 304	2000 International	1HTGEAHR3YH255427
DPW 72	1996 Trail King Trailer	1TKB0422XTM034919
DPW/SW 815	2003 Terminator C&D Shredder 5000S	181034
DPW/SW 816	1958 Martin Lowboy Trailer	8642
DPW	Diazit Machine Model 6220/23/26	183204
DPW	HP Copier Color Laser Jet 5550dtn	JPSCB808K
DPW/SW	1 Green 40 yard open top	
DPW/SW	1 Blue 40 yard open top	
DPW/SW	1 Maroon Sea-Land Container	

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

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

RESOLUTION NO. 119

TITLE: SALE OF TAX ACQUIRED PROPERTY

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:

**ALEXSEY NEKRASOV AS TRUSTEE OF THE NEKRASOV
FAMILY TRUST**

TOWN OF:

DEP12TX.020

TAX MAP NO:

123001:DEPOSIT

SCHOOL DISTRICT:

349.13-4-7

034201:DEPOSIT

ACREAGE:	107.00'F x 170.00'D: 0.25A ACRES
CONVEYED TO:	ALEXSEY NEKRASOV, AS TRUSTEE OF THE NEKRASOV FAMILY TRUST 38 MAIN ST DEPOSIT NY 13754
CASH CONSIDERATION:	\$16,664.48
TAX DEFICIT:	\$11,570.93

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 120

**TITLE: OCCUPANCY TAX CONTRACT
APPROVAL & ADMINISTRATION AGREEMENT
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, Local Law No. 13 of 2015 established a Hotel Occupancy Tax in Delaware County for the purpose of promoting the tourism industry in Delaware County; and

WHEREAS, the Law stipulates that revenues derived from the occupancy tax are to be allocated for the promotion and development of the tourism industry in Delaware County; and

WHEREAS, pursuant to the Law, Delaware County established and empowered the Tourism Advisory Board to solicit, review and approve proposals for the use of the funds raised from the occupancy tax for the promotion and development of the tourism industry in Delaware County; and

WHEREAS, the Tourism Advisory Board received and reviewed 32 proposals for use of occupancy tax revenues and has recommended 25 proposals for approval by the Delaware County Board of Supervisors; and

WHEREAS, for issues of substance and convenience the County is interested in utilizing the Delaware County Local Development Corporation for the execution and administration of contracts to the recipients of occupancy tax funds.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors approves the recommendations of the Tourism Advisory Board regarding projects to be funded through occupancy tax revenues, and hereby empowers the Chairman of the Board of Supervisors to enter into an agreement with the Delaware County Local Development Corporation for the execution and administration of contracts to the recipients of occupancy tax funds.

The resolution was seconded by Mr. Spaccaforno.

Mr. Triolo noted that contracting with the Delaware County Local Development Corporation allows for a quicker distribution of funds to recipients of the Occupancy Tax Grant Program.

Director of Economic Development Glenn Nealis advised that 23 grant applications have closed to date.

The resolution was unanimously adopted.

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

RESOLUTION NO. 121

**TITLE: AUTHORIZATION TO OBTAIN AN APPRAISAL AND AN OFFER FOR AN
EASEMENT PRELIMINARY TO AN EMINENT DOMAIN PROCEEDING
HIGHMOUNT SITE (HALCOTT RIDGE ROAD, TOWN OF SHANDAKEN, ULSTER**

COUNTY & TOWN OF MIDDLETOWN, DELAWARE COUNTY)

DEPARTMENT OF EMERGENCY SERVICES

WHEREAS, the Delaware County Department of Emergency Services is progressing with a public use project consisting of rehabilitation, replacement, modification and expansion of the Emergency Radio Communications System and Communications Tower, at various sites across this County, also including the above “Highmount Site,” as previously authorized (the “Project”); and

WHEREAS, for the Highmount Site, the proposed communications tower will be located on lands now or formerly owned by Patricia M. Searle and Barbara S. Davis (Delaware County Tax Map No. 288.0-1-14)(the “Tower Parcel”); and

WHEREAS, access to the Tower Parcel originates from Halcott Ridge Road in the Town of Shandaken, Ulster County, along an existing woods road over a parcel of property now or formerly owned by Halcott Ridge 1 LLC (Ulster County Tax Map No. 1.003-2-4.1); and

WHEREAS, representatives of Delaware County have approached a representative of Halcott Ridge 1 LLC and requested a voluntary easement for access and utilities along the route of the existing woods road; and

WHEREAS, the representative of Halcott Ridge 1 LLC was unwilling to grant the requested easement; and

WHEREAS, Delaware County requires an easement for utilities along Halcott Ridge Road from existing pole NYSEG9/NYT9 and an easement 30 feet in width for access and utilities centered along the existing woods road over lands now or formerly of Halcott Ridge 1 LLC; and

WHEREAS, the Board of Supervisors has determined that the rehabilitation, replacement, modification and expansion of the Emergency Radio Communications System is in the best interest of the County and, as a result, that the contemplated acquisition is in the best interests of the health, safety and welfare of the County, as it is in the public's best interest that the Project be properly constructed and maintained; and

WHEREAS, the County has endeavored and will continue to endeavor to acquire the interests in property necessary for the Project by voluntary conveyance with the land owners, but the Board of Supervisors acknowledges that voluntary conveyance may not be achieved for the necessary acquisitions requiring the County to exercise its powers of Eminent Domain; and

WHEREAS, prior to moving forward with any eminent domain proceeding for this matter, the County desires to obtain an appraisal of the easement property to facilitate negotiations with Halcott Ridge 1 LLC by providing a written offer to acquire the easement property by voluntary conveyance for the valuation so established; and

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE BOARD OF SUPERVISORS OF DELAWARE COUNTY, NEW YORK:

THAT the Board of Supervisors of Delaware County hereby determines that an appraisal is needed to establish the valuation of the necessary easement property in furtherance of the Project for the Highmount Site; and

BE IT FURTHER RESOLVED the County of Delaware and its legal agents are authorized to proceed with ordering an appraisal of the easement property; and

BE IT FURTHER RESOLVED that the Board of Supervisors hereby authorizes the County of Delaware and its legal agents to make an offer of reasonable compensation to acquire the interests in easement property by voluntary conveyance based upon the valuation established by such appraisal; and

IT IS FURTHER RESOLVED that the Department of Emergency Services and the attorneys for the County are hereby directed to take such actions as are necessary to implement

this resolution.

The resolution was seconded by Mr. Spaccaferno.

Mr. Triolo expressed concern over the use of eminent domain and said that he cannot vote in favor of this resolution. The County has worked diligently to stop the use of eminent domain by New York City and this contradicts that. In addition, he questioned the use of eminent domain by Delaware County in Ulster County.

Mr. Hood advised that the right-of-way the County desires is located in Delaware County but to access the right-of-way you need to cross a property located in Ulster County. He provided a brief history of the initial negotiations and why Young/Sommer, LLC felt an appraisal and official offer to purchase the right-of-way was necessary. He noted that the County would continue to seek a voluntary easement but eminent domain is cited in the resolution as a last resort for the County in the event the owner is unwilling to provide the right-of-way.

In response to Mr. Eisel, County Attorney Merklen said that the Department has the opinion of Young/Sommer, LLC that it is possible for Delaware County to initiate eminent domain in Ulster County so it is her understanding that the County can move forward with eminent domain if necessary.

Mr. Davis echoed Mr. Hood's concerns noting that the project is a state and federally mandated emergency communication project. Without the easement, there is no access to the site. He noted the easement is for utilities and referenced the unwillingness of the property owner to grant the easement.

The resolution was adopted by the following vote: Ayes 3115, Noes 1684 (Merrill, Valente, Hynes, Pigford, Triolo, Layton), Absent 0.

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

RESOLUTION NO. 122

TITLE: LEASE, CONTRACT FOR SALE AND AN EASEMENT WITH RIGHT OF FIRST REFUSAL AGREEMENT OF 97 MAIN STREET, DELHI, NEW YORK OFFICE FOR THE AGING

WHEREAS, the Board of Supervisors in recognition of Delaware County's ever expanding aged population and the necessary services to adequately support the unique challenges facing the senior population; and

WHEREAS, it has been determined that the current site does not meet the needs of the Office for the Aging (OFA) and the County has diligently searched for a site that would provide the necessary space to assist our senior population; and

WHEREAS, the County has identified 97 Main Street, Delhi, New York, as an optimal space to house the Office for the Aging and the Senior Meals Program. This property contains a commercial kitchen, an area for a dining center, office space, additional parking and is handicapped accessible. The space meets the current and potential future needs, for not just OFA but for possibly, other County departments; and

WHEREAS, 97 Main Street is comprised of two (2) contiguous properties. As part of the lease and contract to purchase, the sellers would also agree to give the County the right of first refusal to purchase the contiguous property; and

WHEREAS, the lease to purchase the property would begin July 1, 2017 and run through September 30, 2017. The contract to purchase the property at \$675,000 and right of first refusal would be signed simultaneous with the lease; and

WHEREAS, the Senior Council of Delaware County has agreed to gift the County \$40,000 toward the purchase of the building. The County is grateful for the gift toward the purchase price and it is the intent of the County to maintain 97 Main Street as the home for OFA

and senior meals; and

WHEREAS, the Office for the Aging has agreed to match the Senior Council's \$40,000 gift with an additional \$40,000 using funding from the agency's existing bequest account.

NOW, THEREFORE, BE IT RESOLVED that the County in an effort to keep OFA and senior meals centrally located in the County and to have a facility that can provide for the current and future needs of OFA and potentially, other County departments, shall enter into a Lease, a Contract for Sale and an Easement with Right of First Refusal Agreement for the property located at 97 Main Street, Delhi, NY; and

BE IT FURTHER RESOLVED that the Chairman of the Board is hereby authorized to sign any and all documents necessary to effectuate the Lease, a Contract for Sale and an Easement with Right of First Refusal Agreement.

The resolution was seconded by Mr. Marshfield.

Mr. Marshfield explained that in March of this year the Office for the Aging (OFA) received notice from United Ministry Church that the building they are located in has been sold and that the OFA had 90 days from the closing to vacate. From there, the committee diligently searched for a new home for OFA. Fifteen locations in the Towns of Andes, Hamden, Kortright and Walton were considered. One of the fifteen and by far the best selection was 97 Main Street owned by Randy and Kim Shepard. After much negotiation with the Shepard's it was agreed that the County would commence renting the building July 1 at a monthly rent of \$5,160 until the end of September 2017 at which time the County would purchase the building at a price of \$675,000. The County will be leasing and purchasing the two-story portion of 97 Main comprised of about 7,000 square feet.

He further stated that the Delaware County Senior Council, the Delaware County Office for the Aging Advisory Board and Delaware Opportunities, Inc. are responsible for the senior meals program and they support and encourage this purchase. This will be a positive move for the department, its 18 employees and the ever-growing senior population.

Mr. Pigford thanked Mr. Marshfield for his dedication and commitment to this project.

In answer to Mr. Spaccaferno, Mr. Marshfield said that Randy Shepard and Director of the Office for the Aging Wayne Shepard are brothers. Mr. Spaccaferno asked if there was a concern for collusion. Mr. Marshfield said the agreement has been reviewed by the County Attorney.

In response to Chairman Molé, County Attorney Amy Merklen advised that since Wayne Shepard does not have a proprietary interest in the property collusion is not a concern.

Mr. Hynes shared that he is very glad this is happening for OFA. He noted that finding a permanent home for OFA has been a goal of past Committee members for a number of years. Adding it is about time the County provides a permanent location for its services to the elderly.

Mr. Rowe expressed concern that the County is paying \$675,000 for a building that recently sold for \$500,000. Additionally, he understood that an appraisal is required for purchases made with taxpayer's money and he felt that having one would avoid the appearance of impropriety. He hoped that if the County desired to move ahead without an appraisal there would not be a double standard if a similar situation were to arise with DPW.

Mr. Marshfield noted that the Shepard's did not want to sell the building. They finally agreed to sell for \$675,000 and that amount was lower than their request.

County Attorney Merklen noted that the value has already been established based on the recent sale. She further stated that even if an appraisal came in at a value less than \$675,000 the Board of Supervisors could vote to purchase the property at that amount especially in light of the fact that this is the building and location of choice.

Mr. Triolo noted that from his experience when there is a willing buyer and seller the

amount of the appraisal is not a consideration. He added that the County has a need to move quickly. It makes good sense to purchase the building at the \$675,000 considering the property is available when we need it and would cost the County about \$2 million to build a similar building assuming a suitable site could be found.

Mr. Taggart noted that there is time for an appraisal since the closing is three months away. He opined that if there is a rule requiring an appraisal when spending taxpayers' money then that is what should be done as bypassing the rule at this time might open the door for trouble in the future.

The resolution was adopted by the following vote: Ayes 3139, Noes 1660 (Valente, Taggart, Rowe, Haynes, Spaccaforno, Davis, Layton), Absent 0.

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

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

RESOLUTION NO. 123

**TITLE: AUTHORIZATION FOR DISPOSITION OF PERSONAL
PROPERTY NO LONGER NECESSARY FOR PUBLIC USE
DEPARTMENT OF SOCIAL SERVICES**

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;

NOW, THEREFORE, BE IT RESOLVED that the Department of Social Services is authorized to sell by trade-in, on-line auction or for scrap the following items:

<u>Dept/Vehicle</u>	<u>Description</u>	<u>Serial No./Vehicle ID NO.</u>
DSS 393	2007 Chevy Malibu	1G1ZS57F97F272488
DSS 400	2008 Chevy Impala	2G1WB58NX81273540

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

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

RESOLUTION NO. 124

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

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.

<u>ASSESSED TO:</u>	DAV15TX.024 <u>MICHAEL J SCHUMAKER</u>
TOWN OF:	122600:DAVENPORT
TAX MAP NO:	8.-1-17.1
SCHOOL DISTRICT:	122601:CHARLOTTE VALLEY
ACREAGE:	34.30A ACRES
CONVEYED TO:	MICHAEL SCHUMAKER 26 MEADOWBROOK RD WATERVELIET NY 12189
CASH CONSIDERATION:	\$5,916.33
TAX DEFICIT:	\$4,898.08

<u>ASSESSED TO:</u>	DAV15TX.025 <u>PATRICK R SHULTIS AND EILEEN M SHULTIS</u>
TOWN OF:	122600:DAVENPORT

TAX MAP NO: 22.-1-8.2
SCHOOL DISTRICT: 122601:CHARLOTTE VALLEY
ACREAGE: 0.40A ACRES
CONVEYED TO: PATRICK R & EILEEN M SHULTIS
664 COUNTY HWY 11
ONEONTA NY 13820
CASH CONSIDERATION: \$260.80
TAX DEFICIT: \$73.88

DAV15TX.026

ASSESSED TO: **PATRICK R SHULTIS AND EILEEN M SHULTIS**
TOWN OF: 122600:DAVENPORT
TAX MAP NO: 22.-1-71.2
SCHOOL DISTRICT: 122601:CHARLOTTE VALLEY
ACREAGE: 1.40A ACRES
CONVEYED TO: PATRICK R & EILEEN M SHULTIS
664 COUNTY HWY 11
ONEONTA NY 13820
CASH CONSIDERATION: \$669.31
TAX DEFICIT: \$406.27

DEL15TX.006

ASSESSED TO: **THOMAS W CASEY**
TOWN OF: 122801:DELHI
TAX MAP NO: 149.20-1-7
SCHOOL DISTRICT: 122801:DELAWARE ACADEMY
ACREAGE: 60.00'F x 154.00'D ACRES
CONVEYED TO: THOMAS CASEY
266 RADIO AVE
MILLER PLACE NY 11764
CASH CONSIDERATION: \$7,318.81
TAX DEFICIT: \$6,092.14

DEP15TX.003

ASSESSED TO: **JOSEPH M BUX, CHRISTOPHER BUX AND ELAINE PACCIONE**
TOWN OF: 123001:DEPOSIT
TAX MAP NO: 367.5-1-16
SCHOOL DISTRICT: 034201:DEPOSIT
ACREAGE: 73.3'0F x 115.9'D: 0.13A ACRES
CONVEYED TO: JOSEPH M BUX, CHRISTOPHER BUX AND ELAINE PACCIONE
1500 MACE AVE APT 5
BRONX NY 10469-5944
CASH CONSIDERATION: \$3,169.84
TAX DEFICIT: \$2,566.75

FRA15TX.010

ASSESSED TO: **THOMAS CASEY**
TOWN OF: 123201:FRANKLIN
TAX MAP NO: 97.8-3-20
SCHOOL DISTRICT: 123201:FRANKLIN
ACREAGE: 98.00'F x 130.00'D: 0.25A ACRES
CONVEYED TO: THOMAS CASEY
266 RADIO AVE
MILLER PLACE NY 11764
CASH CONSIDERATION: \$10,589.74
TAX DEFICIT: \$8,893.68

HAN15TX.069

ASSESSED TO:**JAMES V THOMAS AND ALEJANDRINA THOMAS**

TOWN OF: 123689:HANCOCK
 TAX MAP NO: 434.-1-10
 SCHOOL DISTRICT: 484401:ROSCOE
 ACREAGE: 3.69A ACRES
 CONVEYED TO: JAMES V THOMAS AND ALEJANDRINA THOMAS
 46 SUNSET ST
 HUMACAO PR 00791
 CASH CONSIDERATION: \$6,183.89
 TAX DEFICIT: \$5,265.47

MAS15TX.007

ASSESSED TO:**JANE ANN FORDYCE AS TRUSTEE F/B/O JANE ANN FORDYCE
 CREATED UNDER WILL OF GAILLON CORWIN FORDYCE**

TOWN OF: 124200:MASONVILLE
 TAX MAP NO: 245.-1-12.4
 SCHOOL DISTRICT: 082201:BAINBRIDGE-GUILFORD
 ACREAGE: 54.00A ACRES
 CONVEYED TO: JANE ANN FORDYCE AS TRUSTEE F/B/O JANE ANN FORDYCE
 CREATED UNDER WILL OF GAILLON CORWIN FORDYCE
 16 GREENE ST UNIT 6S
 NEW YORK NY 10013
 CASH CONSIDERATION: \$6,257.67
 TAX DEFICIT: \$4,937.91

MAS15TX.008

ASSESSED TO:**JANE ANN FORDYCE AS TRUSTEE F/B/O JANE ANN FORDYCE
 CREATED UNDER WILL OF GAILLON CORWIN FORDYCE**

TOWN OF: 124200:MASONVILLE
 TAX MAP NO: 245.-1-12.5
 SCHOOL DISTRICT: 082201:BAINBRIDGE-GUILFORD
 ACREAGE: 15.00A ACRES
 CONVEYED TO: JANE ANN FORDYCE AS TRUSTEE F/B/O JANE ANN FORDYCE
 CREATED UNDER WILL OF GAILLON CORWIN FORDYCE
 16 GREENE ST UNIT 6S
 NEW YORK NY 10013
 CASH CONSIDERATION: \$5,442.45
 TAX DEFICIT: \$4,274.48

ROX15TX.023

ASSESSED TO:**JAMES E MYERS III AND LISA A MYERS**

TOWN OF: 124800:ROXBURY
 TAX MAP NO: 221.-1-30.1
 SCHOOL DISTRICT: 124802:ROXBURY
 ACREAGE: 8.10A ACRES
 CONVEYED TO: JAMES E MYERS III AND LISA A MYERS
 497 JAMES WAY
 WYCKOFF NJ 07481
 CASH CONSIDERATION: \$12,331.55
 TAX DEFICIT: \$9,802.75

ROX15TX.037

ASSESSED TO:**ALLAN VANDYKE**

TOWN OF: 124800:ROXBURY
 TAX MAP NO: 157.2-1-1
 SCHOOL DISTRICT: 124802:ROXBURY
 ACREAGE: 225.00'F x 270.00'D: 0.50A ACRES
 CONVEYED TO: ALLAN VANDYKE
 109 MAPLE RD
 ROXBURY NY 12474
 CASH CONSIDERATION: \$10,183.22
 TAX DEFICIT: \$8,439.54

ASSESSED TO:

JOHN KOWATCH AND RANDY VONBERNEWITZ

TOWN OF:	125601:WALTON
TAX MAP NO:	273.8-1-28
SCHOOL DISTRICT:	125601:WALTON
ACREAGE:	61.00'F x 102.00'D: 0.13A ACRES
CONVEYED TO:	JOHN KOWATCH & RANDY VONBERNEWITZ PO BOX 666 MARGARETVILLE NY 12455
CASH CONSIDERATION:	\$5,683.17
TAX DEFICIT:	\$4,697.41

The resolution was seconded by Mr. Gladstone and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 125

TITLE: AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH FISCAL ADVISORS & MARKETING, INC. OFFICE OF THE COUNTY TREASURER

WHEREAS, the County is need of hiring a financial advisor to provide services relating to the issuance of Serial Bonds for the Emergency Communications Tower Project and future capital projects; and

WHEREAS, Fiscal Advisors & Marketing, Inc. of Syracuse, New York provides a professional service that is unique and specific to the issuance of Serial Bonds; and

WHEREAS, Fiscal Advisors & Marketing, Inc. has the experience and knowledge to provide financial advisory services to Delaware County and currently is the municipal advisor serving 35 counties, a number of towns, and school districts in New York State.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors hereby authorizes County Treasurer Beverly Shields to enter into a Financial Advisory Services Agreement with Fiscal Advisors & Marketing, Inc.

The resolution was seconded by Mr. Marshfield.

In answer to Mr. Gregory, County Treasurer Beverly Shields said the Bond amount is \$6 million and the financial advisory services will cost about \$14,500. She added in response to County Attorney Merklen, that other services in the contract might require additional expenditures.

The resolution was adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 126

TITLE: RESOLUTION CALLING ON GOVERNOR CUOMO TO IMMEDIATELY CONVENE A SPECIAL SESSION OF THE NEW YORK STATE ASSEMBLY AND, IF NECESSARY, THE NEW YORK STATE SENATE AND TO KEEP SAID BODY IN SESSION UNTIL SUCH TIME AS IT TAKES UP AND PASSES HOME RULE MESSAGES FOR ALL 53 COUNTIES RELIANT UPON SALES TAX EXTENDERS TO FUND THE STATE-IMPOSED MEDICAID BURDEN

WHEREAS, the state Legislative calendar currently calls for adjournment of the 2017 session this week; and

WHEREAS, the county governments of 53 counties are reliant upon sales tax revenue generated under provisions of Section 1 Clause 29 of Subparagraph (i) of § 1210 of the Tax Law, and has required passage of biennial extenders acting upon home rule messages submitted by the legislative bodies of those 53 counties impacted; and

WHEREAS, the Senate has taken up and passed S.4785 and various other Home Rule bills authorizing the passage of sales tax extenders for an additional two years, but the Assembly has failed to bring the same to the floor for a vote due to a political fight over New York City mayoral control of said city's schools; and

WHEREAS, the State of New York has imposed a funding structure for Medicaid which is reliant upon partial payments by county governments of the bills arising from individuals deemed eligible for this taxpayer-financed program; and

WHEREAS, the 2017 Delaware County Budget included \$8.4 million in projected expenditures for Medicaid which may be quantified as 27% of the County's property tax levy of \$31.2 million; and

WHEREAS, the Delaware County Board of Supervisors biennially seeks to relieve the tax burden placed on property tax payers in Delaware County via a one-cent-per-dollar "Medicaid Penny" sales tax which ensures that the cost of the state's unfunded Medicaid mandate does not fall solely on the property tax payers, as do 52 other counties; and

WHEREAS, the State of New York has substantially adds to the cost of Medicaid by mandating various services not mandated under federal law, and requiring property taxpayers to fund this mandate via county property taxes; and

WHEREAS Delaware County must urge the Assembly in the strongest possible terms to take up and pass home rule authorization of the sales tax extender as not doing so could have potentially catastrophic impacts on the budgets of the 53 counties utilizing this tax revenue, as, in the case of Delaware County alone the resultant shortfall would be approximately \$5.4 million each year and would require an estimated 17% increase in the property tax levy to maintain the current level of spending, which is largely driven by state-mandated programs and to maintain the current level of service provided by this government including such non-mandated programs as Sheriff's road patrol and continued maintenance of county highways and bridges; and

WHEREAS, the lack of home rule authorization of the sales tax extender would impose a significant hardship on those county and municipal governments that are currently preparing Fiscal Year 2018 budgets and will lack accurate information upon which to generate revenue forecasts;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors does hereby call upon Governor Andrew M. Cuomo to recall the New York State Assembly for a Special Session, and require said Legislative body to remain in Albany until such time as all 53 counties' sales tax extenders have been enacted; and

BE IT FURTHER RESOLVED that the Delaware County Board of Supervisors does hereby call upon the Senate Temporary President to should it become necessary to enact legislation in the Senate arising from modification of the state Tax Law in relation to the sales tax extender or the home rule requests of the 53 counties that shall occur in addition to those bills already passed by the Senate, recall the Senate for a Special Session to take up said legislation; and

BE IT FURTHER RESOLVED that the Delaware County Board of Supervisors does hereby admonish the Assembly for its disruptive actions potentially adversely impacting the taxpayers of the entire state in pursuit of policy outcomes relevant only to New York City; and

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors shall forward certified copies of this resolution to Governor Andrew M. Cuomo, Senate Temporary President John J. Flanagan, Senator John Bonacic, Senator James L. Seward, Senator Frederick J. Akshar, II, Assemblyman Clifford W. Crouch, Assemblyman Peter D. Lopez, Assemblyman Brian Miller and the New York State Association of Counties (NYSAC).

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

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

RESOLUTION NO. 127

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,059,818.12 were hereby presented to the Finance Committee for approval for payment on June 23, 2017 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	\$961,343.03
OET	\$43,221.85
Public Safety Comm System	\$7,260.35
Highway Audits, as Follows:	
Weights & Measures	\$13.80
Road	\$593.18
Machinery	\$29,696.83
Capital Road & Bridge	\$0.00
Capital Solid Waste	\$0.00
Solid Waste/Landfill	\$17,689.08

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,420,444.47 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	\$429,293.12
OET	\$10,131.86
Public Safety Comm System	\$6,992.50
Highway Audits, as Follows:	
Weights and Measures	\$338.22
Road	\$101,768.46
Machinery	\$190,449.83
Capital Road & Bridge	\$556,463.61
Capital Solid Waste	\$23,909.93
Solid Waste/Landfill	\$101,096.94

The resolution was seconded by Mr. Spaccaformo and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

Chairman Molé made the following appointments:

AGRICULTURAL AND FARMLAND PROTECTION BOARD

Appoint:

Shelly Johnson-Bennett, Director, Delaware County Planning
James Gray, New Kingston

DELAWARE COUNTY DEFERRED COMPENSATION COMMITTEE

Appoint:

Linda Pinner, Personnel Officer
Wayland Gladstone, Andes Town Supervisor

Upon a motion, the meeting was adjourned at 6:00 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

JULY 26, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, July 26, 2017 at 4:00 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, Chairman Tina B. Molé presiding.

The Clerk called the roll and all Supervisors were present.

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé granted privilege of the floor to Chairman of the Public Works Committee Sam Rowe.

Mr. Rowe thanked Mr. Tuthill and Delhi Town Councilman Al Perkins for their participation in the public meeting at the Delaware Academy High School on July 12. The meeting was held to inform the public of the DPW Siting Study and was very well attended. The subsequent questions and answers have been posted to the County's website at www.co.delaware.ny.us. Questions unanswered at the public meeting will be posted to the County website as soon as possible.

He further stated that the consulting firm is expected to have updated information to the Public Works Committee by August 21 and he felt the Committee would have a presentation for the Supervisors at the August 23 Board of Supervisors meeting.

Additionally, Mr. Rowe noted that as two of the top ranked sites are located in the Town of Hamden, there would be a public meeting on August 8 at the Hamden Town Hall in response to concerns raised by residents there.

In answer to Mr. Pigford, Mr. Rowe said the presentation will be similar to the one presented at Delaware Academy, however, the focus would be primarily on the Hamden sites.

Commissioner of Public Works Wayne Reynolds noted that the presentation in Hamden would include an update on the existing site as well as the four top sites.

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

RESOLUTION NO. 128

**TITLE: 2017 BUDGET AMENDMENT
WATERSHED ENVIRONMENTAL ASSISTANCE PROGRAM
HARDSCRABBLE STREAMBANK STABILIZATION – TOWN OF ROXBURY
DEPARTMENT OF WATERSHED AFFAIRS**

WHEREAS, Delaware County has been awarded \$109,000 Watershed Environmental Assistance Program grant from the U.S. Army Corp. of Engineers, to implement the Hardscrabble Streambank Stabilization project to continue the implementation of the Delaware County Action Plan over a two-year period; and

WHEREAS, the required match is identified and committed by the Department of Environmental Protection Stream Management Program at the Delaware County Soil and Water Conservation District in the amount of \$37,750 and \$500 by the Town of Roxbury for securing easements and local permit requirements.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors hereby authorizes the Chairman of the Board to enter into a contract, identified as the Project Partnership Agreement (PPA), with the U.S. Army Corp. of Engineers to conduct this work and enter into a subcontract between Delaware County and the Delaware County Soil and Water Conservation District; and

BE IT FURTHER RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUE:

10-18741-44498900/8740039/900 Army Corp. of Engineers \$109,000.00

INCREASE APPROPRIATIONS:

10-18741-54327200/8740039/900 Contractual \$109,000.00

The resolution was seconded by Mr. Eisel.

Mr. Triolo noted that this resolution and the following two are for funding from the U.S. Army Corp. of Engineers for specific town projects.

In answer to Mr. Marshfield, Commissioner of Watershed Affairs Dean Frazier noted that the County would submit for reimbursement.

Mr. Davis stated that the town's match of \$500 is in-kind services.

The resolution was adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 129

**TITLE: 2017 BUDGET AMENDMENT
WATERSHED ENVIRONMENTAL ASSISTANCE PROGRAM
BULL RUN SLOPE MITIGATION – TOWN OF MIDDLETOWN
DEPARTMENT OF WATERSHED AFFAIRS**

WHEREAS, Delaware County has been awarded \$258,000 Watershed Environmental Assistance Program grant from the U.S. Army Corp. of Engineers, to implement the Bull Run Slope Mitigation – Town of Middletown project to continue the implementation of the Delaware County Action Plan over a two-year period; and

WHEREAS, the required match is identified and committed by the Department of Environmental Protection Stream Management Program at the Delaware County Soil and Water Conservation District in the amount of \$88,750 and \$500 by the Town of Middletown for securing easements and local permit requirements.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors hereby authorizes the Chairman of the Board to enter into a contract, identified as the Project Partnership Agreement (PPA), with the U.S. Army Corp. of Engineers to conduct this work and enter into a subcontract between Delaware County and the Delaware County Soil and Water Conservation District; and

BE IT FURTHER RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUE:

10-18741-44498900/8740040/900 Army Corp. of Engineers \$258,000.00

INCREASE APPROPRIATIONS:

10-18741-54327200/8740040/900 Contractual \$258,000.00

The resolution was seconded by Mr. Davis and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 130

**TITLE: 2017 BUDGET AMENDMENT
WATERSHED ENVIRONMENTAL ASSISTANCE PROGRAM
CLOSE HOLLOW STREAM BED/BANK RESTORATION – TOWN OF ANDES
DEPARTMENT OF WATERSHED AFFAIRS**

WHEREAS, Delaware County has been awarded \$40,000 Watershed Environmental Assistance Program grant from the U.S. Army Corp. of Engineers, to implement the Close Hollow Stream Bed/Bank Restoration – Town of Andes project to continue the implementation of the Delaware County Action Plan over a two-year period; and

WHEREAS, the required match is identified and committed by the Department of Environmental Protection Stream Management Program at the Delaware County Soil and Water Conservation District in the amount of \$13,750 and \$500 by the Town of Andes for securing easements and local permit requirements.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors hereby authorizes the Chairman of the Board to enter into a contract, identified as the Project Partnership Agreement (PPA), with the U.S. Army Corp. of Engineers to conduct this work and enter into a subcontract between Delaware County and the Delaware County Soil and Water Conservation District; and

BE IT FURTHER RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUE:

10-18741-44498900/8740041/900	Army Corp. of Engineers	\$40,000.00
-------------------------------	-------------------------	-------------

INCREASE APPROPRIATIONS:

10-18741-54327200/8740041/900	Contractual	\$40,000.00
-------------------------------	-------------	-------------

The resolution was seconded by Mr. Eisel and Mr. Davis and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 131

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
PUBLIC HEALTH SERVICES**

WHEREAS, there is a need for a conference phone to provide a conference option to participants of Public Health Emergency Preparedness meetings; and

WHEREAS, the conference phone will be reimbursed via the Public Health Emergency Preparedness Grant.

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

FROM:

10-14059-54360000	Itinerate Providers EI	\$1,166.00
-------------------	------------------------	------------

TO:

10-14012-52200000	Equipment	\$1,166.00
-------------------	-----------	------------

The resolution was seconded by Mr. Spaccaformo and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 132

**TITLE: CHANGE ORDER NO. 1 OF LETTING OF 9-20-16
DEPARTMENT OF EMERGENCY SERVICES**

WHEREAS, Resolution No. 148 of 2016 authorized the award for tower assembly and erection of a radio communications site at Coon Hill, Hancock, NY to Mid-State Communications, 185 Clear Road, Oriskany, NY for the bid amount of \$339,750.00; and

WHEREAS, Mid-State Communications has presented a proposal to provide service and material to install 205' of fiber optic conduit and the required trenching including conduit, pull string, back fill and accessories.

NOW, THEREFORE, BE IT RESOLVED that the Department of Emergency Services is hereby authorized to execute Change Order No. 1 in the amount of \$5,440.00 raising the total project cost to \$345,190.00.

The resolution was seconded by Mr. Davis and Mr. Spaccaferno.

Director of Emergency Services Steve Hood explained that the change order is for additional fiber optic conduit that was not included in the original bid package.

The resolution was adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 133

**TITLE: CHANGE ORDER NO. 2 OF PROPOSAL NO. SW1-16
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 149 of 2016 authorized the award of Proposal No. SW1-16, "CoComposting Facility Air Handling Improvements" to Southerntier Custom Fabricators, Inc., 1322 College Avenue, Elmira, NY 14901 for the bid amount of \$101,674; and

WHEREAS, Resolution No. 43 of 2017 authorized Change Order No. 1 which was a 90-day "no cost" time extension; and

WHEREAS, the contractor continued to have issues with lead times for the supply of equipment and unfavorable weather conditions for the installation of exterior concrete pads; and

WHEREAS, during construction it became evident that a pulley required in the contract documents did not have to be replaced but in order to maximize the efficiency of the air handling system a new return air hood at the discharge end of the bioreactor was required; and

WHEREAS, the contractor and the Department of Public Works have agreed that the value of the pulley was equivalent to the cost of the new air hood.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 2 which is a "no cost" change order extending the completion time another 70 days and exchanging the pulley for the return air hood.

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

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

RESOLUTION NO. 134

**TITLE: AUTHORIZATION FOR DISPOSITION OF PERSONAL
PROPERTY NO LONGER NECESSARY FOR PUBLIC USE
DEPARTMENT OF SOCIAL SERVICES**

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;

NOW, THEREFORE, BE IT RESOLVED that the Department of Social Services is authorized to sell by trade-in, on-line auction or for scrap the following items:

<u>Vehicle</u>	<u>Description</u>	<u>Serial No./Vehicle ID No.</u>
390	2007 Chevy Malibu	1G1ZS57F37F272387

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

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

RESOLUTION NO. 135

**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 trade-in, on-line auction or for scrap the following items:

<u>Dept/Vehicle No.</u>	<u>Description</u>	<u>Serial Number/VIN</u>
DPW	Sharp AR247 Copier	6500595
DPW	Eagle Power 28" Floor Sweeper	8000018969
DPW	3 Misc. Floor Jacks	

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

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

RESOLUTION NO. 136

**TITLE: AUTHORIZATION FOR AWARDS
LANDFILL PERMIT MODIFICATION
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Department of Public Works – Solid Waste Division seeks to expand the design footprint of the landfill at the Solid Waste Management Center; and

WHEREAS, the proposed footprint expansion was identified in the Draft Delaware County Solid Waste Management Plan 2011-2020 Update, and is further identified in the biennial Plan Compliance Reports of 2014 and 2016; and

WHEREAS, the proposed footprint expansion requires a permit modification and variance from the New York State Department of Environmental Conservation; and

WHEREAS, the Department has negotiated a scope of work proposal for the professional services required to apply to the New York State Department of Environmental Conservation for the permit modification and variance at an hourly rate schedule with a not to exceed value.

NOW, THEREFORE, BE IT RESOLVED that the County Department of Public Works is authorized to make award as follows:

GHD Consulting Services Inc.
One Remington Park Drive
Cazenovia, NY 13035

Not to exceed value of: \$159,000

Landfill Permit Modification

The resolution was seconded by Mr. Haynes.

Director of Solid Waste Sue McIntyre explained that the contract with GHD Consulting Services, Inc. allows the County to move forward on a permit application along with a variance request to extend the current footprint beyond the 1977 Permit Limits. If the New York State Department of Environmental Conservation (NYS DEC) approves the permit application, the Department will move forward with development of the north and south sides of the current landfill, including a different design for Cell 7 and reclamation of Cell 1 to take better advantage of the current site. If approval is not received, Cell 7 will be built as it is currently designed and the Department will begin the planning process for what to do next when the landfill closes. The permit document will be submitted to NYS DEC by the end of year in order to get a response by 2018.

In reply to Chairman Molé, Ms. McIntyre said she expected the permit would be approved and noted that the County has a proven record of performance.

In response to Mr. Davis, Ms. McIntyre noted that GHD is an engineering firm, legal work, if necessary would not be included under this contract.

Mr. Rowe referenced the County's financial requirement under the Part 360 Solid Waste Management Regulations indicating that it is mandated a fund balance be maintained. Ms. McIntyre, explained that the Part 360 Solid Waste Management Regulations are currently under draft revision by the NYS DEC. One of those requirements in place today and expected to become more vigorous is financial assurance, the monies set aside in the County's Fund Balance to cover the cost of bringing someone in to close the site and care for it over the next thirty years.

In answer to Mr. Marshfield, Ms. McIntyre stated that the Department is currently working on updating the current Solid Waste Management Plan that will be expiring in three years.

The resolution was adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 137

TITLE: AUTHORIZATION TO ENTER INTO A SUPPLEMENTAL AGREEMENT - DEPARTMENT OF PUBLIC WORKS - MAIN SHOP

WHEREAS, Resolution No. 20 of 2014 authorized the Department of Public Works to enter into a contract with Wendel WD Architecture, Engineering, Surveying & Landscape Architecture, P.C. (Wendel) for the professional services of Conceptual Design and Programming Phase for the design of a new shop for a not to exceed amount of \$154,000; and

WHEREAS, during the course of their work it was determined that a replacement shop could not be constructed at the current location without a negative impact on the floodplain; and

WHEREAS, it was then determined that a siting study needed to be performed to determine the best location for a replacement shop; and

WHEREAS, the condition of the main shop roof has continued to deteriorate to the point that it needs to be closely evaluated to determine if it is safe for continued habitation; and

WHEREAS, Wendel has submitted a proposal to perform a siting study that builds upon the efforts of the Delaware County Planning Departments work to narrow down the number of potential sites to a reasonable number and to perform a structural review of the existing building.

NOW, THEREFORE, BE IT RESOLVED that the County Department of Public Works is authorized to execute Supplemental Agreement No. 1 with Wendel to perform the siting study and structural analysis for a not-to-exceed amount of \$150,000 bringing the contract

not to exceed total to \$304,000.

The resolution was seconded by Mr. Haynes.

Mr. Rowe said that the DPW Committee felt it was in the best interest of the County to hire an independent agency that specializes heavily in highway garages. Wendel WD Architecture, Engineering, Surveying & Landscape Architecture, P.C. has been brought in to design a facility that will last well into the future. He noted that the work the firm is doing cannot be done in-house.

Mr. Gregory noted that a constituent questioned if the Department considered other firms prior to selecting Wendel. He referenced back to Resolution No. 20-14 which states that the Department went through a consultant selection process to identify the most qualified firm prior to awarding Wendel.

Mr. Marshfield commented that he is in favor of this resolution. He opined that if selected he would oppose the number one ranked site located very close to DeLancey. The other site in Hamden that ranked in the top four he would not oppose.

He shared that people are continually asking him why the DPW facility cannot stay on its current site although they understand the need for mitigation and a new building. He has learned that the Village of Delhi would not expect to see the Wickham building back on the tax role if the DPW facility would stay at its current site. He said he does not know how to answer the questions and suggested the DPW Committee consider another public meeting to better inform constituents.

Mr. Rowe noted that he hoped the in-depth siting study presentation would clear this concern up for the Supervisors and the public. There are mitigation proposals under consideration but mitigating has the potential to negatively affect surrounding properties. He expressed concern that the Supervisors are still talking about the possibility of rebuilding in a floodplain with everything we have learned from previous flood events.

Mr. Davis said that he is a certified floodplain manager and referenced the Delaware County All-Hazard Mitigation Plan stating that it does not allow the building of a critical facility in a floodplain. He questioned why the Board of Supervisors would consider building in a floodplain when it is inadvisable. He pointed out that other counties have relocated their critical facility out of a floodplain mostly funded by state and federal money. The DPW facility, as a critical facility, has the potential of being mostly funded if relocated out of a floodplain. He pointed out that Delaware County is the number one leading County for emergency declarations in New York State.

In answer to Mr. Spaccaforno, Commissioner Reynolds said he would contact the NYS DEC requesting their presence at an upcoming Board meeting to assist in explaining the issues and concerns related to rebuilding the DPW facility in a floodplain.

Mr. Gregory commented that he has also been asked why the site cannot be mitigated and a new facility built on the same site. He has not had an answer and appreciated that the DPW Committee is putting together the facts for the public.

Mr. Valente referenced the initial PowerPoint presentation noting that the worst-case financial scenario was presented to the Board and public. Additionally, he felt the initial presentation clearly presented the Department's concerns with regard to flood events at the current site.

In reply to Mr. Valente, Mr. Davis stated that there have been 38 flood buy-outs in the Town of Middletown.

In answer to Mr. Valente, Planning Director Shelly Johnson-Bennett stated that from 1996 to 2011 there have been over 200 flood buy-outs. She added that the Village of Sidney was recently approved for acquisition and demolition of another 126 properties.

Mr. Valente pointed out that the buy-outs are individual homes and businesses that are

being demolished to make way for floodplains.

The resolution was adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 138

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

WHEREAS, Resolution No. 137 of 2017 authorized the Department of Public Works to enter into a supplemental agreement with Wendel WD Architecture, Engineering, Surveying & Landscape Architecture, P.C. (Wendel) for professional services relating to the siting study for a new DPW facility; and

WHEREAS, Wendel does not have experience in the NYC DEP rules and regulations concerning storm water management and wastewater treatment in the NYC Watershed; and

WHEREAS, Lamont Engineers has extensive experience with designing and permitting storm water pollution prevention plans and wastewater treatment facilities in the NYC Watershed; and

WHEREAS, the Department of Public Works has negotiated with Lamont Engineers to provide professional services including evaluation of storm water management, water supply and wastewater treatment facilities on each of the three potential sites plus the null alternative to augment Wendel's evaluation; and

WHEREAS, Lamont has previously evaluated the potential site on County Route 18 from the perspective of storm water, wastewater and water supply.

NOW, THEREFORE, BE IT RESOLVED that the County Department of Public Works is authorized to make award to Lamont Engineers, PO Box 610, Cobleskill, NY for professional services to augment Wendel's evaluation of three additional potential sites plus the null with respect to storm water, wastewater and water supply for a not-to-exceed fee of \$39,680.00.

The resolution was seconded by Mr. Haynes.

Mr. Hynes opined that in the future since a significant portion of Delaware County is located within the Watershed it would be advisable to seek a firm that has knowledge of the NYC DEP rules and regulations.

The resolution was adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 139

**TITLE: RESOLUTION IN SUPPORT OF
MILLENNIUM PIPELINE COMPANY PROJECT
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, in 2014 the Millennium Pipeline Company, LLC invested nearly \$20 million in the Town of Hancock for the construction of a compressor station to support the Millennium pipeline; and

WHEREAS, the Town Council for the Town of Hancock was in support of the development and installation of the compressor station; and

WHEREAS, Millennium is currently proposing to upgrade the existing compressor station through the installation of an additional compressor as part of its "Eastern System

Upgrade” project; and

WHEREAS, through this project Millennium is proposing to invest \$50 million in the Town of Hancock resulting in the creation of up to 75 temporary construction jobs, an increase of over \$700,000 annually in property taxes paid to local taxing jurisdictions and over \$1 million of sales tax revenue to the County; and

WHEREAS, the Town Council for the Town of Hancock supports this project and has requested that the Delaware County Board of Supervisors express its support for the project.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors hereby expresses its support for Millennium Pipeline Company’s proposed upgrades to the existing compressor station located in the Town of Hancock.

The resolution was seconded by Mr. Eisel.

Mr. Pigford noted that the resolution was not clear with regard to whether the proposed compression station is to reinforce and enhance a present operation or a significant expansion to the pipeline. He shared an expert analysis undertaken by Dr. Stephen J. Souza with Princeton Hydro, LLC to the Millennium Pipeline expressing the environmental impacts associated with the pipeline. He further stated that compressor stations are generally not part of the environmental process. He opined that further information was needed for him to make an informed vote.

In answer to Mr. Triolo, Director of Economic Development Glenn Nealis stated that to his knowledge the Hancock portion of the project is the addition of a compressor and housing unit to be located at the site of the existing compressor station for the purpose of sending more gas through the existing pipeline.

Mr. Rowe noted that he asked Mr. Nealis to prepare a resolution seeking the Board’s support of the Millennium Pipeline Company Project in the Town of Hancock because the project will economically benefit the Town of Hancock and Delaware County. Further noting, the upgrade prevents the need to create an additional pipeline along the full length of the pipeline corridor. The Hancock Town Board unanimously passed a resolution in favor of the proposed project and he would like a resolution in support from the Board of Supervisors.

Mr. Taggart shared that the compressor station in Hancock is in a good location and is a very nice site. However, increasing the pressure on the pipeline for added value raises concerns for him. He also felt more information would be helpful in making his decision.

Mr. Eisel noted that the Federal Energy Regulatory Commission (FERC) will be reviewing this project and has the expertise and jurisdiction of determining the pressure capacity of the pipeline.

In answer to Mr. Valente, Mr. Rowe noted that initially there were calls on the venting process for the pipeline because people did not understand the process. Venting is no longer an issue and there have been no additional concerns since that time.

Mr. Valente said he would support this resolution because the proposed project uses the same pipeline and reduces the need for a new pipeline.

Mr. Gregory advised that the Town of Walton has had the New York State Electric & Gas (NYSEG) distribution line for as long as he can remember. People find Walton desirable because the utility prices are lower due to the NYSEG distribution line.

Mr. Axtell expressed concern that upgrading the compressor station may be in preparation for another pipeline.

The resolution was adopted by the following vote: Ayes 3472, Noes 1327 (Gladstone, Merrill, Axtell, Taggart, Pigford), Absent 0.

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

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

RESOLUTION NO. 140

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

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, upon receipt of cash consideration hereinafter set forth.

AND15TX.005

ASSESSED TO:

DANIEL CHAIT AND SUSAN BALDWIN

TOWN OF: 122000:ANDES
TAX MAP NO: 343.-1-23.21
SCHOOL DISTRICT: 122002:ANDES
ACREAGE: 4.00A ACRES
CONVEYED TO: VICTOR J FAIRBAIRN AND SUSAN R FAIRBAIRN
631 COUNTY ROUTE 3
PO Box 244
MARGARETVILLE NY 12455
CASH CONSIDERATION: \$2,000.00
TAX DEFICIT: \$1,002.37

AND15TX.006A

ASSESSED TO:

ERNEST COSCIA

TOWN OF: 122000:ANDES
TAX MAP NO: 259.-1-10.2 & 259.-1-11.3
SCHOOL DISTRICT: 122002:ANDES
ACREAGE: 2.80A & 1.90A ACRES
CONVEYED TO: DAVID J HEIN AND NANCY HEIN
20 HEIN RD
PO Box 28
ANDES NY 13731
CASH CONSIDERATION: \$32,500.00
TAX DEFICIT: \$6,648.82

AND15TX.008

ASSESSED TO:

EDER C DAVIS JR AND MARY D DAVIS

TOWN OF: 122000:ANDES
TAX MAP NO: 379.-1-9
SCHOOL DISTRICT: 122401:DOWNSVILLE
ACREAGE: 475.00'F x 40.00'D: 1.20A ACRES
CONVEYED TO: BRIAN ZULLO
2269 MORTON HILL RD
ROSCOE NY 12776
CASH CONSIDERATION: \$12,500.00
TAX DEFICIT: \$2,046.75

COL15TX.009A

ASSESSED TO:

RAYMOND A CANDELARIA

TOWN OF: 122400:COLCHESTER
TAX MAP NO: 454.-2-9
SCHOOL DISTRICT: 484401:ROSCOE
ACREAGE: 5.00A ACRES
CONVEYED TO: ISHAK MEGGALI
107 BALDWIN PLACE
BELLEVILLE NJ 07109
CASH CONSIDERATION: \$1,000.00
TAX DEFICIT: \$3,485.68

COL15TX.010

ASSESSED TO:

NANCY S CHU

TOWN OF: 122400:COLCHESTER
TAX MAP NO: 358.-1-16.3
SCHOOL DISTRICT: 122401:DOWNSVILLE
ACREAGE: 1.72A ACRES
CONVEYED TO: AMY L BROWN
1832 RIVER RD
DOWNSVILLE NY 13755
CASH CONSIDERATION: \$15,000.00
TAX DEFICIT: \$3,783.99

ASSESSED TO:

TOWN OF: 122400:COLCHESTER
TAX MAP NO: 454.-5-4
SCHOOL DISTRICT: 484401:ROSCOE
ACREAGE: 1.00A ACRES
CONVEYED TO: BRIAN DELUCIE
77 5TH AVENUE 3D
NEW YORK NY 10003
CASH CONSIDERATION: \$1,873.20
TAX DEFICIT: \$1,437.74

ASSESSED TO:

TOWN OF: 122400:COLCHESTER
TAX MAP NO: 445.-2-28
SCHOOL DISTRICT: 484401:ROSCOE
ACREAGE: 4.40A ACRES
CONVEYED TO: COOKS BROOK LAND LLC
ATTN: ANDREW WARING
53 SOUTH JACKSON AVE
MANASQUAN NJ 08736
CASH CONSIDERATION: \$4,500.00
TAX DEFICIT: \$1,437.74

ASSESSED TO:

TOWN OF: 122600:DAVENPORT
TAX MAP NO: 9.-2-33
SCHOOL DISTRICT: 122601:CHARLOTTE VALLEY
ACREAGE: 2.50A ACRES
CONVEYED TO: RED ROOSTER PROPERTIES, LLC
243 12TH STREET
BROOKLYN NY 11215
CASH CONSIDERATION: \$2,400.00
TAX DEFICIT: \$899.66

ASSESSED TO:

TOWN OF: 122600:DAVENPORT
TAX MAP NO: 24.-1-50
SCHOOL DISTRICT: 122601:CHARLOTTE VALLEY
ACREAGE: 7.53A ACRES
CONVEYED TO: DONALD HICKEY
4 GRAHAM DR., APT D5
STAMFORD NY 12167
CASH CONSIDERATION: \$1,221.96
TAX DEFICIT: \$900.22

ASSESSED TO:

DAV11TX.028
ALAN G PARKE AND PATRICIA PARKE
D/B/A PARKVIEW FARMS

TOWN OF: 122600:DAVENPORT
TAX MAP NO: 10.-2-11
SCHOOL DISTRICT: 122601:CHARLOTTE VALLEY
ACREAGE: 2.10A ACRES
CONVEYED TO: JAMIE HERNANDEZ AND ANGELA HERNANDEZ
229 BROADWAY
WEST BABYLON NY 11704
CASH CONSIDERATION: \$1,000.00
TAX DEFICIT: \$1,042.51

DAV15TX.022

ASSESSED TO: **RECREATIONAL ACREAGE EXCHANGE LTD**
TOWN OF: 122600:DAVENPORT
TAX MAP NO: 32.-2-24.111
SCHOOL DISTRICT: 122601:CHARLOTTE VALLEY
ACREAGE: 67.40A ACRES
CONVEYED TO: RECREATIONAL ACREAGE EXCHANGE LTD
297 STATE HWY 10
STAMFORD NY 12167
CASH CONSIDERATION: \$18,876.82
TAX DEFICIT: \$15,984.62

DAV15TX.027

ASSESSED TO: **DONALD C SIMMONS**
TOWN OF: 122600:DAVENPORT
TAX MAP NO: 17.-2-13.111
SCHOOL DISTRICT: 122601:CHARLOTTE VALLEY
ACREAGE: 1.10A ACRES
CONVEYED TO: STACY L BRIGGS
215 ULLAS WAY
PO BOX 47
DAVENPORT NY 13750
CASH CONSIDERATION: \$3,500.00
TAX DEFICIT: \$533.96

DAV15TX.028

ASSESSED TO: **LYNN SUBDA**
TOWN OF: 122600:DAVENPORT
TAX MAP NO: 45.-1-3
SCHOOL DISTRICT: 123201:FRANKLIN
ACREAGE: 1.00A ACRES
CONVEYED TO: ALDEN B BANKS AND DEBORAH B BANKS
255 WHITE HILL RD
ONEONTA NY 13820
CASH CONSIDERATION: \$1,250.00
TAX DEFICIT: \$441.25

DAV15TX.030

ASSESSED TO: **MARCUS L TOOLEY AND DEBORAH L TOOLEY**
TOWN OF: 122600:DAVENPORT
TAX MAP NO: 16.-1-10
SCHOOL DISTRICT: 122601:CHARLOTTE VALLEY
ACREAGE: 1.50A ACRES
CONVEYED TO: JOSEPH BALLARD
17051 ST HWY 23
DAVENPORT NY 13750
CASH CONSIDERATION: \$2,000.00
TAX DEFICIT: \$7,796.96

ASSESSED TO:

TOWN OF:	<u>PINNACLE VENTURES GROUP LLC</u>
TAX MAP NO:	122801:DELHI 171.7-9-30
SCHOOL DISTRICT:	122801:DELAWARE ACADEMY
ACREAGE:	37.00'F x 103.60'D ACRES
CONVEYED TO:	PINNACLE VENTURES GROUP LLC 433 EAST MAIN ST NEW YORK NY 10022
CASH CONSIDERATION:	\$8,727.51
TAX DEFICIT:	\$7,295.99

DEP15TX.007

ASSESSED TO:

	<u>LYNDA KOLBINSKIE</u>
TOWN OF:	123089:DEPOSIT
TAX MAP NO:	400.4-1-17
SCHOOL DISTRICT:	034201:DEPOSIT
ACREAGE:	50.00'F x 170.00'D: 0.13A ACRES
CONVEYED TO:	RICHARD T AND DENISE G SMITH 110 SHERMAN CREEK RD HANCOCK NY 13783
CASH CONSIDERATION:	\$4,500.00
TAX DEFICIT:	\$4,217.13

DEP15TX.013B

ASSESSED TO:

	<u>ANTHONY A ZAPPOLA AND CELIA ZAPPOLA</u>
TOWN OF:	123001:DEPOSIT
TAX MAP NO:	349.17-8-9
SCHOOL DISTRICT:	034201:DEPOSIT
ACREAGE:	31.00'F x 94.00'D: 0.13A ACRES
CONVEYED TO:	RUBEN E SOTO 191 FRONT ST DEPOSIT NY 13754
CASH CONSIDERATION:	\$12,000.00 VILLAGE SHARE \$4,200.00 COUNTY SHARE \$7,800.00
TAX DEFICIT:	\$8,519.35

FRA15TX.028

ASSESSED TO:

	<u>DENNIS J LUPIS</u>
TOWN OF:	123289:FRANKLIN
TAX MAP NO:	167.-6-6
SCHOOL DISTRICT:	123201:FRANKLIN
ACREAGE:	6.14A ACRES
CONVEYED TO:	ALEXANDRA M EGAN AND CANDICE L EGAN 237 HANCOCK ST #6 BROOKLYN NY 11216
CASH CONSIDERATION:	\$5,000.00
TAX DEFICIT:	\$1,711.82

HAN15TX.002

ASSESSED TO:

	<u>WENDELL ELLIOTT BAISDEN</u>
TOWN OF:	123601:HANCOCK
TAX MAP NO:	429.18-2-36
SCHOOL DISTRICT:	123606:HANCOCK
ACREAGE:	1.12A ACRES
CONVEYED TO:	AWI-ANIDA PERKINS 523 E 5 TH STREET #3 NEW YORK NY 10009
CASH CONSIDERATION:	\$2,500.00 VILLAGE SHARE \$1,000.00 COUNTY SHARE \$1,500.00
TAX DEFICIT:	\$4,796.31

HAN15TX.008

ASSESSED TO:

	<u>JOHN CANDELA AND ANTONINA CANDELA</u>
--	---

TOWN OF: 123689:HANCOCK
TAX MAP NO: 418.-1-5.2
SCHOOL DISTRICT: 123606:HANCOCK
ACREAGE: 2.70A ACRES
CONVEYED TO: TIMOTHY H WODICKA & JENNIFER A WODICKA
37 ACME AVE
BETHPAGE NY 11714
CASH CONSIDERATION: \$21,000.00
TAX DEFICIT: \$5,894.59

HAN15TX.019

ASSESSED TO:

**RICHARD FRASER TRUSTEE FOR THE RICHARD FRASER
REVOCABLE TRUST**

TOWN OF: 123689:HANCOCK
TAX MAP NO: 421.-1-11.23
SCHOOL DISTRICT: 484401:ROSCOE
ACREAGE: 2.76A ACRES
CONVEYED TO: JOSEPH RUDD HUBBELL
PO Box 664
MARGARETVILLE NY 12455
CASH CONSIDERATION: \$2,000.00
TAX DEFICIT: \$3,371.89

HAN15TX.024

ASSESSED TO:

CARL HARTMANN

TOWN OF: 123689:HANCOCK
TAX MAP NO: 463.-2-43
SCHOOL DISTRICT: 123606:HANCOCK
ACREAGE: 5.26A ACRES
CONVEYED TO: PAUL MERGLER
211 E FRONT ST
HANCOCK NY 13783
CASH CONSIDERATION: \$3,000.00
TAX DEFICIT: \$1,629.94

HAN15TX.031

ASSESSED TO:

GEORGE MENDA

TOWN OF: 123689:HANCOCK
TAX MAP NO: 434.-1-17.2
SCHOOL DISTRICT: 484401:ROSCOE
ACREAGE: 1.45A ACRES
CONVEYED TO: JAMES M SMITH
1760 HANCOCK ST
HEWLETT NY 11557
CASH CONSIDERATION: \$7,000.00
TAX DEFICIT: \$11,464.45

HAN15TX.037

ASSESSED TO:

RICHARD P MULE

TOWN OF: 123601:HANCOCK
TAX MAP NO: 429.17-5-27
SCHOOL DISTRICT: 123606:HANCOCK
ACREAGE: 140.00'F x 280.00'D: 0.67A ACRES
CONVEYED TO: MARION KULAK AND ALDONA KULAK
2376 COUNTY ROUTE 6
MARGARETVILLE NY 12455
CASH CONSIDERATION: \$2,500.00
VILLAGE SHARE \$850.00
COUNTY SHARE \$1,650.00
TAX DEFICIT: \$2,947.62

HAN15TX.054A

ASSESSED TO:

MOHAMED M SALEH AND ABDULLATI AKRAMA

TOWN OF:	123601:HANCOCK
TAX MAP NO:	429.13-4-7
SCHOOL DISTRICT:	123606:HANCOCK
ACREAGE:	103.00'F x 110.00'D: 0.26A ACRES
CONVEYED TO:	MOHAMED M SALEH AND ABDULLATI AKRAMA 2200 OCEAN AVE APT 3P BROOKLYN NY 11229
CASH CONSIDERATION:	\$11,366.46
TAX DEFICIT:	\$8,324.26

HAR15TX.011

ASSESSED TO:

**ETHAN COLE DONNELLY AND CHEYENNE DANIELLE
DONNELLY**

TOWN OF:	123889:HARPERSFIELD
TAX MAP NO:	11.-1-24.2
SCHOOL DISTRICT:	122601:CHARLOTTE VALLEY
ACREAGE:	16.18A ACRES
CONVEYED TO:	RED ROOSTER PROPERTIES, LLC 243 12 TH STREET BROOKLYN NY 11215
CASH CONSIDERATION:	\$8,500.00
TAX DEFICIT:	\$7,105.75

HAR15TX.013A

ASSESSED TO:

MARGARET HUGHES ESTATE

TOWN OF:	123801:STAMFORD
TAX MAP NO:	54.9-2-15
SCHOOL DISTRICT:	125201:STAMFORD
ACREAGE:	105.00'F x 125.00'D ACRES
CONVEYED TO:	ROBERT J CONNELLY & ELAINE C CONNELLY 22 WEST END AVE PO Box 88 STAMFORD NY 12167
CASH CONSIDERATION:	\$36,000.00 VILLAGE SHARE \$9,000.00 COUNTY SHARE \$27,000.00
TAX DEFICIT:	\$18,949.28

KOR15TX.007

ASSESSED TO:

JASMINE CROOK

TOWN OF:	124000:KORTRIGHT
TAX MAP NO:	87.-2-21
SCHOOL DISTRICT:	125202:SOUTH KORTRIGHT
ACREAGE:	15.10A ACRES
CONVEYED TO:	THOMAS E SAUER AND MICHAEL J BERNHOLZ 4682 ATWOOD ROAD STONE RIDGE NY 12484
CASH CONSIDERATION:	\$5,500.00
TAX DEFICIT:	\$1,936.93

KOR15TX.008

ASSESSED TO:

VINCENT CUFFARO JR

TOWN OF:	124000:KORTRIGHT
TAX MAP NO:	84.-1-31
SCHOOL DISTRICT:	125202:SOUTH KORTRIGHT
ACREAGE:	0.80A ACRES
CONVEYED TO:	FRANK J HILLKEWICZ 2348 BEVERLY RD WANTAGH NY 11793

CASH CONSIDERATION: \$700.00
TAX DEFICIT: \$592.81

KOR15TX.027

ASSESSED TO:

GEORGE J SCHWEIGER

TOWN OF: 124000:KORTRIGHT
TAX MAP NO: 27.-3-21
SCHOOL DISTRICT: 433601:JEFFERSON
ACREAGE: 5.01A ACRES
CONVEYED TO: MICHAEL ALBANESE
11 CECILIA CT
VERNON NJ 07462

CASH CONSIDERATION: \$6,500.00
TAX DEFICIT: \$1,826.14

MAS15TX.001

ASSESSED TO:

JOHN BROSNAN AND JOAN BROSNAN

TOWN OF: 124200:MASONVILLE
TAX MAP NO: 162.-2-57
SCHOOL DISTRICT: 125001:SIDNEY
ACREAGE: 5.05A ACRES
CONVEYED TO: COLIN FROST AND CHRISTINA M LAWES
52 HIAWATHA BLVD
OAKLAND NJ 07436

CASH CONSIDERATION: \$2,500.00
TAX DEFICIT: \$1,282.57

MAS15TX.010

ASSESSED TO:

DOUGLAS T HARRIS JR AND DESPINA HARRIS

TOWN OF: 124200:MASONVILLE
TAX MAP NO: 183.3-1-30
SCHOOL DISTRICT: 125001:SIDNEY
ACREAGE: 120.00'F x 100.00'D: 0.27A ACRES
CONVEYED TO: JESSIE L CHARLES
902 STATE HWY 8
MOUNT UPTON NY 13809

CASH CONSIDERATION: \$3,500.00
TAX DEFICIT: \$9,098.12

MAS15TX.017

ASSESSED TO:

DONALD Z SCHWETER AND ELIZABETH MAHERN

TOWN OF: 124200:MASONVILLE
TAX MAP NO: 206.-2-7.1
SCHOOL DISTRICT: 125001:SIDNEY
ACREAGE: 208.00'F x 208.00'D: 1.00A ACRES
CONVEYED TO: ZAKARIA MEGGALI
9 ST JOHN ST
WALTON NY 13856

CASH CONSIDERATION: \$1,000.00
TAX DEFICIT: \$522.46

MAS15TX.018

ASSESSED TO:

NEITA E VANVALKENBURGH

TOWN OF: 124200:MASONVILLE
TAX MAP NO: 204.-1-3
SCHOOL DISTRICT: 125001:SIDNEY
ACREAGE: 2.30A ACRES
CONVEYED TO: PLATI REALTY INC
2261 60TH ST
BROOKLYN NY 11204

CASH CONSIDERATION: \$2,200.00

TAX DEFICIT: \$1,951.98

MER15TX.006

ASSESSED TO:

STEPHANIE A HULICK

TOWN OF: 124400:MEREDITH
TAX MAP NO: 61.-2-23.12
SCHOOL DISTRICT: 122801:DELAWARE ACADEMY
ACREAGE: 5.50A ACRES
CONVEYED TO: STEPHANIE A HULICK
C/O DOUGLAS HULICK
P.O. BOX 175
OTEGO, NY 13825
CASH CONSIDERATION: \$6,906.20
TAX DEFICIT: \$5,751.69

MER15TX.011

ASSESSED TO:

NEW YORK LAND & LAKES DEVELOPMENT LLC

TOWN OF: 124400:MEREDITH
TAX MAP NO: 82.-3-14
SCHOOL DISTRICT: 122801:DELAWARE ACADEMY
ACREAGE: 0.68A ACRES
CONVEYED TO: JOYCE DIANE WYDEN
101 WEST 12 STREET APT PHE
NEW YORK NY 10011
CASH CONSIDERATION: \$1,800.00
TAX DEFICIT: \$621.63

MER15TX.013

ASSESSED TO:

MARY S O'BRIEN

TOWN OF: 124400:MEREDITH
TAX MAP NO: 64.-1-18.12
SCHOOL DISTRICT: 122801:DELAWARE ACADEMY
ACREAGE: 6.15A ACRES
CONVEYED TO: ALEXANDRA M EGAN AND CANDICE L EGAN
237 HANCOCK ST #6
BROOKLYN NY 11216
CASH CONSIDERATION: \$10,000.00
TAX DEFICIT: \$2,035.53

MID15TX.004

ASSESSED TO:

BREEZY HILL 2001 CORP

TOWN OF: 124689:MIDDLETOWN
TAX MAP NO: 287.-1-45
SCHOOL DISTRICT: 124601:MARGARETVILLE
ACREAGE: 7.20A ACRES
CONVEYED TO: THOMAS E SAUER AND MICHAEL J BERNHOLZ
4682 ATWOOD ROAD
STONE RIDGE NY 12484
CASH CONSIDERATION: \$7,300.00
TAX DEFICIT: \$1,387.66

MID15TX.012

ASSESSED TO:

TOWN OF: 124689:MIDDLETOWN
TAX MAP NO: 264.-1-14.1
SCHOOL DISTRICT: 124802:ROXBURY
ACREAGE: 32.24A ACRES
CONVEYED TO: DON CROLL AND NORA S CROLL
PO Box 11
RIPTON VT 05766
CASH CONSIDERATION: \$9,176.22
TAX DEFICIT: \$7,662.26

DON CROLL AND NORA S CROLL

MID15TX.011

ASSESSED TO:

TOWN OF: 124689:MIDDLETOWN
TAX MAP NO: 264.-1-8
SCHOOL DISTRICT: 124802:ROXBURY
ACREAGE: 1.90A ACRES
CONVEYED TO: DON CROLL AND NORA S CROLL
PO Box 11
RIPTON VT 05766
CASH CONSIDERATION: \$1,966.90
TAX DEFICIT: \$1,515.11

DON CROLL AND NORA S CROLL

MID15TX.041

ASSESSED TO:

TOWN OF: 124689:MIDDLETOWN
TAX MAP NO: 287.-4-22.2
SCHOOL DISTRICT: 124601:MARGARETVILLE
ACREAGE: 2.68A ACRES
CONVEYED TO: DAVID S MANN
PO Box 792
FLEISCHMANN'S NY 12430
CASH CONSIDERATION: \$5,500.00
TAX DEFICIT: \$1,906.36

ROBERT HOWARTH AND PAMELA HOWARTH

MID15TX.047A

ASSESSED TO:

TOWN OF: 124689:MIDDLETOWN
TAX MAP NO: 285.-2-29
SCHOOL DISTRICT: 124601:MARGARETVILLE
ACREAGE: 143.00'F x 254.00'D: 0.50 ACRES
CONVEYED TO: PAUL E LOTH AND KATHLEEN M LOTH
2595 NORTH JERUSALEM RD
EAST MEADOW NY 11554
CASH CONSIDERATION: \$5,000.00
TAX DEFICIT: \$3,168.42

FRANK MICARI AND MARGARET LAMIA

MID15TX.048

ASSESSED TO:

TOWN OF: 124689:MIDDLETOWN
TAX MAP NO: 242.-1-38.2
SCHOOL DISTRICT: 124802:ROXBURY
ACREAGE: 7.16A ACRES
CONVEYED TO: JACQUELINE A LEONE
137 CHITTENDEN AVE
CRESTWOOD NY 10707
CASH CONSIDERATION: \$3,503.18
TAX DEFICIT: \$2,825.04

JACQUELINE A LEONE

MID15TX.057

ASSESSED TO:

**EDWARD A MISTRETTO, LAWRENCE MISTRETTO AND
MICHAEL MISTRETTO**

TOWN OF:	124689:MIDDLETOWN
TAX MAP NO:	285.-1-48.1
SCHOOL DISTRICT:	124601:MARGARETVILLE
ACREAGE:	4.76A ACRES
CONVEYED TO:	DAVID S MANN PO Box 792 FLEISCHMANN'S NY 12430
CASH CONSIDERATION:	\$16,000.00
TAX DEFICIT:	\$2,176.20

MID15TX.061

ASSESSED TO:

R&B ENTERPRISES OF NY INC AND RAFAEL PEREZ

TOWN OF:	124601:MIDDLETOWN
TAX MAP NO:	287.13-2-22
SCHOOL DISTRICT:	124601:MARGARETVILLE
ACREAGE:	39.00'F x 132.00'D ACRES
CONVEYED TO:	R&B ENTERPRISES OF NY INC AND RAFAEL PEREZ P O Box 77 FLEISCHMANN'S NY 12430
CASH CONSIDERATION:	\$5,159.68
TAX DEFICIT:	\$4,251.94

MID15TX.066

ASSESSED TO:

ROY J SIMONS AND ELAINE SIMONS

TOWN OF:	124689:MIDDLETOWN
TAX MAP NO:	287.-1-29
SCHOOL DISTRICT:	124601:MARGARETVILLE
ACREAGE:	155.00'F x 195.00'D: 0.67A ACRES
CONVEYED TO:	ROY J SIMONS AND ELAINE SIMONS PO Box 787 FLEISCHMANN'S NY 12430
CASH CONSIDERATION:	\$2,303.04
TAX DEFICIT:	\$1,792.03

MID15TX.079

ASSESSED TO:

CRAIG WESTERFELD AND DEBRA WESTERFELD

TOWN OF:	124689:MIDDLETOWN
TAX MAP NO:	307.1-3-9.1
SCHOOL DISTRICT:	124601:MARGARETVILLE
ACREAGE:	0.58A ACRES
CONVEYED TO:	CRAIG WESTERFELD AND DEBRA WESTERFELD PO Box 862 FLEISCHMANN'S NY 12430
CASH CONSIDERATION:	\$4,361.78
TAX DEFICIT:	\$3,593.02

ROX15TX.012

ASSESSED TO:

DANIEL D DUMOND

TOWN OF:	124800:ROXBURY
TAX MAP NO:	157.2-1-17
SCHOOL DISTRICT:	124802:ROXBURY
ACREAGE:	53.00'F x 135.00'D: 0.17A ACRES
CONVEYED TO:	DANIEL D DUMOND 57 HUBBELLS CORNER RD ROXBURY NY 12474
CASH CONSIDERATION:	\$3,250.28
TAX DEFICIT:	\$2,541.57

ASSESSED TO:

TOWN OF:
TAX MAP NO:
SCHOOL DISTRICT:
ACREAGE:
CONVEYED TO:

CASH CONSIDERATION:
TAX DEFICIT:

ROX15TX.024
WILLARD PALMER AND ANITA PALMER
124800:ROXBURY
91.-1-52.12
124802:ROXBURY
70.00'F x 210.00'D: 0.32A ACRES
WILLARD PALMER AND ANITA PALMER
PO BOX 444
GRAND GORGE NY 12434
\$4,555.28
\$3,744.05

ASSESSED TO:

TOWN OF:
TAX MAP NO:
SCHOOL DISTRICT:
ACREAGE:
CONVEYED TO:

CASH CONSIDERATION:
TAX DEFICIT:

ROX15TX.028
PROSPECT ENTERPRISES INC
124800:ROXBURY
55.-2-10
125201:STAMFORD
7.91A ACRES
AILEEN F MCNALLY
23 MAPLE LANE
WOODSTOCK NY 12498
\$8,500.00
\$792.47

ASSESSED TO:

TOWN OF:
TAX MAP NO:
SCHOOL DISTRICT:
ACREAGE:
CONVEYED TO:

CASH CONSIDERATION:
TAX DEFICIT:

ROX15TX.029
PROSPECT ENTERPRISES INC
124800:ROXBURY
71.-2-12
124802:ROXBURY
20.30A ACRES
KEVIN LEE BUTLER II
11 KNAPP STREET
SIDNEY NY 13838
\$7,000.00
\$2,093.39

ASSESSED TO:

TOWN OF:
TAX MAP NO:
SCHOOL DISTRICT:
ACREAGE:
CONVEYED TO:

CASH CONSIDERATION:
TAX DEFICIT:

ROX15TX.032
NANCY SHORT
124800:ROXBURY
201.-3-19.5
124802:ROXBURY
5.15A ACRES
PATRICIA BRYAN ADAMS
53 VAN BRUNT MANOR RD
EAST SETAUKET NY 11733
\$105,000.00
\$24,305.47

ASSESSED TO:

TOWN OF:
TAX MAP NO:
SCHOOL DISTRICT:
ACREAGE:
CONVEYED TO:

CASH CONSIDERATION:
TAX DEFICIT:

ROX15TX.039
WENDY YOUNG
124800:ROXBURY
92.1-3-3
124802:ROXBURY
0.70A ACRES
MARIAN KULAK AND ALDONA KULAK
2376 COUNTY ROUTE 6
MARGARETVILLE NY 12455
\$9,000.00
\$6,329.12

SID15TX.020

ASSESSED TO:

TOWN OF: 125001:SIDNEY
TAX MAP NO: 115.16-5-3
SCHOOL DISTRICT: 125001:SIDNEY
ACREAGE: 100.00'F x 129.74'D: 0.25A ACRES
CONVEYED TO: ZAKARIA MEGGALI
9 ST JOHN ST
WALTON NY 13856

CASH CONSIDERATION: \$500.00
TAX DEFICIT: \$743.56
SID11TX.054A

JOHN A KEAN AND MADELYN F KEAN

ASSESSED TO:

TOWN OF: 125001:SIDNEY
TAX MAP NO: 115.12-8-20
SCHOOL DISTRICT: 125001:SIDNEY
ACREAGE: 0.34A ACRES
CONVEYED TO: ALEXANDRA BIRMINGHAM AND SEAN BROWN
26 SERRELL AVENUE APT H
STATEN ISLAND NY 10312

CASH CONSIDERATION: \$5,000.00
TAX DEFICIT: \$8,732.54

RB PROPERTY HOLDINGS LLC

ASSESSED TO:

TOWN OF: 125203:STAMFORD
TAX MAP NO: 54.6-1-15
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 50.00'F x 118.00'D ACRES
CONVEYED TO: 2 RIVER STREET CORP
PO BOX 43
FLEISCHMANN'S NY 12430

CASH CONSIDERATION: \$302.42
TAX DEFICIT: \$95.44

2 RIVER STREET CORP

ASSESSED TO:

TOWN OF: 125203:STAMFORD
TAX MAP NO: 54.6-2-1
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 11.00A ACRES
CONVEYED TO: DELAIR ENTERPRISES INC
5 NORTHWEST WAY
BRONXVILLE NY 10708

CASH CONSIDERATION: \$1,007.56
TAX DEFICIT: \$699.97

DELAIR ENTERPRISES INC

ASSESSED TO:

TOWN OF: 125289:STAMFORD
TAX MAP NO: 54.-1-22
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 15.27A ACRES
CONVEYED TO: DELAIR ENTERPRISES INC
5 NORTHWEST WAY
BRONXVILLE NY 10708

CASH CONSIDERATION: \$1,733.63
TAX DEFICIT: \$1,320.72

DELAIR ENTERPRISES INC

STA15TX.028

ASSESSED TO:

HUGH C McNAUGHTON AND PAT McNAUGHTON

TOWN OF:	125289:STAMFORD
TAX MAP NO:	108.-2-24
SCHOOL DISTRICT:	125202:SOUTH KORTRIGHT
ACREAGE:	8.59A ACRES
CONVEYED TO:	WILFREDO GONZALEZ 2 QUINTARD PLACE WHITE PLAINS NY 10607
CASH CONSIDERATION:	\$3,500.00
TAX DEFICIT:	\$1,731.12

STA15TX.032

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 AND WILLIAM F MURPHY 5 NORTHWEST WAY BRONXVILLE NY 10708
CASH CONSIDERATION:	\$1,251.82
TAX DEFICIT:	\$908.33

STA15TX.033

ASSESSED TO:

DOUGLAS W MURPHY, WILLIAM J MURPHY AND 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 AND WILLIAM F MURPHY 5 NORTHWEST WAY BRONXVILLE NY 10708
CASH CONSIDERATION:	\$1,772.93
TAX DEFICIT:	\$1,354.13

STA15TX.034

ASSESSED TO:

DOUGLAS W MURPHY, WILLIAM J MURPHY AND WILLIAM F MURPHY

TOWN OF:	125289:STAMFORD
TAX MAP NO:	41.-2-9.4
SCHOOL DISTRICT:	125201:STAMFORD
ACREAGE:	5.10A ACRES
CONVEYED TO:	DOUGLAS W MURPHY, WILLIAM J MURPHY AND WILLIAM F MURPHY 5 NORTHWEST WAY BRONXVILLE NY 10708
CASH CONSIDERATION:	\$814.13
TAX DEFICIT:	\$533.87

STA15TX.035

ASSESSED TO:

DOUGLAS W MURPHY, WILLIAM J MURPHY AND WILLIAM F MURPHY

TOWN OF:	125289:STAMFORD
TAX MAP NO:	41.-2-9.5
SCHOOL DISTRICT:	125201:STAMFORD
ACREAGE:	11.80A ACRES
CONVEYED TO:	DOUGLAS W MURPHY, WILLIAM J MURPHY AND WILLIAM F MURPHY 5 NORTHWEST WAY

BRONXVILLE NY 10708

CASH CONSIDERATION: \$5,786.27
TAX DEFICIT: \$4,551.80

STA15TX.036

ASSESSED TO:

**DOUGLAS W MURPHY, WILLIAM J MURPHY AND
WILLIAM F MURPHY**

TOWN OF: 125289:STAMFORD
TAX MAP NO: 54.-1-16
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 50.28A ACRES
CONVEYED TO: DOUGLAS W MURPHY, WILLIAM J MURPHY AND
WILLIAM F MURPHY
5 NORTHWEST WAY
BRONXVILLE NY 10708

CASH CONSIDERATION: \$4,967.57
TAX DEFICIT: \$4,089.03

STA15TX.038

ASSESSED TO:

PROSPECT ENTERPRISES INC

TOWN OF: 125203:STAMFORD
TAX MAP NO: 54.11-1-1.111
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 16.00A ACRES
CONVEYED TO: PROSPECT ENTERPRISES INC
5 NORTHWEST WAY
BRONXVILLE NY 10708

CASH CONSIDERATION: \$857.89
TAX DEFICIT: \$572.66

STA15TX.039

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
5 NORTHWEST WAY
BRONXVILLE NY 10708

CASH CONSIDERATION: \$955.68
TAX DEFICIT: \$655.03

STA15TX.040

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
5 NORTHWEST WAY
BRONXVILLE NY 10708

CASH CONSIDERATION: \$488.35
TAX DEFICIT: \$255.21

STA15TX.041

ASSESSED TO:

PROSPECT ENTERPRISES INC

TOWN OF: 125289:STAMFORD
TAX MAP NO: 54.-1-10.111
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 11.49A ACRES

CONVEYED TO: PROSPECT ENTERPRISES INC
5 NORTHWEST WAY
BRONXVILLE NY 10708
CASH CONSIDERATION: \$2,251.29
TAX DEFICIT: \$1,763.64

STA15TX.042

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
5 NORTHWEST WAY
BRONXVILLE NY 10708
CASH CONSIDERATION: \$3,909.48
TAX DEFICIT: \$3,183.28

STA15TX.043

ASSESSED TO: **PROSPECT ENTERPRISES INC**
TOWN OF: 125289:STAMFORD
TAX MAP NO: 70.-1-3
SCHOOL DISTRICT: 125201:STAMFORD
ACREAGE: 48.75A ACRES
CONVEYED TO: THOMAS E SAUER AND MICHAEL J BERNHOLZ
4682 ATWOOD ROAD
STONE RIDGE NY 12484
CASH CONSIDERATION: \$8,000.00
TAX DEFICIT: \$2,345.71

STA15TX.046

ASSESSED TO: **JOSEPH A RENDE, JOSEPH RENDE JR AND ANTHONY RENDE**
TOWN OF: 125289:STAMFORD
TAX MAP NO: 89.-1-1.71
SCHOOL DISTRICT: 125202:SOUTH KORTRIGHT
ACREAGE: 9.00A ACRES
CONVEYED TO: JOSEPH A RENDE, JOSEPH A RENDE JR AND ANTHONY RENDE
25 SMITH FARM ROAD
BEDFORD NY 10506
CASH CONSIDERATION: \$4,949.29
TAX DEFICIT: \$4,073.22

STA15TX.058

ASSESSED TO: **SAL F VICARI**
TOWN OF: 125289:STAMFORD
TAX MAP NO: 68.-2-20
SCHOOL DISTRICT: 125202:SOUTH KORTRIGHT
ACREAGE: 2.80A ACRES
CONVEYED TO: TODD HILLKEWICZ
99 WESTWOOD RD NORTH
MASSAPEQUA PARK NY 11762
CASH CONSIDERATION: \$36,000.00
TAX DEFICIT: \$8,333.51

TOM15TX.005

ASSESSED TO: **CLAY GORTON AND EVA GORTON**
TOWN OF: 125400:TOMPKINS
TAX MAP NO: 386.-1-18.5
SCHOOL DISTRICT: 123606:HANCOCK
ACREAGE: 2.37A ACRES

CONVEYED TO:	JAMIE HERNANDEZ AND ANGELA HERNANDEZ 229 BROADWAY WEST BABYLON NY 11704
CASH CONSIDERATION:	\$3,000.00
TAX DEFICIT:	\$5,328.99

	WAL15TX.019
<u>ASSESSED TO:</u>	<u>VINCENT GAROFALO</u>
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 143-30 SANFORD AVE STE A-1 FLUSHING NY 11355
CASH CONSIDERATION:	\$7,161.77
TAX DEFICIT:	\$5,961.81

	WAL15TX.030
<u>ASSESSED TO:</u>	<u>JAMES NEALE ESTATE</u>
TOWN OF:	125601:WALTON
TAX MAP NO:	273.8-3-12
SCHOOL DISTRICT:	125601:WALTON
ACREAGE:	40.00'F x 150.00'D: 0.13A ACRES
CONVEYED TO:	PINNACLE VENTURES GROUP LLC 433 EAST MAIN ST NEW YORK NY 10022
CASH CONSIDERATION:	\$5,500.00 VILLAGE SHARE \$1,123.48 COUNTY SHARE \$4,376.52
TAX DEFICIT:	\$1,578.70

The resolution was seconded by Mr. Hynes.

In answer to Mr. Valente, County Treasurer Beverly Shields stated that there were 70 properties in the 2016 resolution and there are 55 in the 2017 resolution.

The resolution was unanimously adopted.

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

RESOLUTION NO. 141

TITLE: APPLICATION UNDER THE CONSOLIDATED FUNDING ROUND 2017 FOR THE DEVELOPMENT OF A DELAWARE COUNTY COMPREHENSIVE PLAN PLANNING DEPARTMENT

WHEREAS, Delaware County is experiencing local and regional changes and has demonstrated a need to address declining population, economic development changes, declining tax base, flooding impacts, regional transportation issues, public health and aging population needs, open space concerns and public safety challenges; and

WHEREAS, the Delaware County Planning and Economic Development Departments have each been allocated \$50,000 for long term planning and economic stability projects through the A. Lindsey and Olive B. O'Connor Foundation; and

WHEREAS, the Delaware County Planning Department with the assistance of the Delaware County Economic Development Department has committed to prepare a Comprehensive Master Plan for Delaware County to address the growing needs and challenges of the County; and

WHEREAS, the New York State Consolidated Funding has made money available

through two programs, ESD – Strategies Planning and Feasibility Studies and DOS – Local Waterfront Revitalization Program for regional planning efforts;

NOW, THEREFORE, BE IT RESOLVED the Delaware County Board of Supervisors approves application to through the Consolidated Funding Round 7 for a grant in the amount of \$100,000.00 to develop a Delaware County Comprehensive Master Plan.

The resolution was seconded by Mr. Ellis.

In answer to Mr. Valente, Mrs. Johnson-Bennett said that the Delaware County Comprehensive Plan is being updated to address the growing needs and challenges of the County. She discussed the components of the plan and how the plan would be developed in conjunction with other County departments and outside agencies.

The resolution was unanimously adopted.

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

RESOLUTION NO. 142

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

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, 2017 and closing April 30, 2017 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 17.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors does hereby schedule a Public Hearing for Wednesday, August 23, 2017 at 3:45 p.m. in the Board of Supervisors Room of the County Office Building, 111 Main Street, Delhi, NY.

Davenport: Agricultural District No. 17:

Tax ID #8.-1-18.115 (9.05 ac) Turner Hill Rd. (Livestock Production)

Tax ID #8.-1-18.111 (6.88 ac) Laniel Ln. (Livestock Production)

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

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

RESOLUTION NO. 143

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$776,105.32 were hereby presented to the Finance Committee for approval for payment on July 12, 2017 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	\$698,344.04
OET	\$30,024.38
Public Safety Comm System	\$28,350.00

Highway Audits, as Follows:

Weights & Measures	\$513.68
Road	\$0.00
Machinery	\$13,313.45
Capital Road & Bridge	\$0.00
Capital Solid Waste	\$5,559.77
Solid Waste/Landfill	\$0.00

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$2,432,409.49 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	\$846,698.24
OET	\$17,464.69
Public Safety Comm System	\$98,472.16

Highway Audits, as Follows:

Weights and Measures	\$124.39
Road	\$783,965.18
Machinery	\$245,930.34
Capital Road & Bridge	\$314,389.53
Capital Solid Waste	\$2,227.42
Solid Waste/Landfill	\$123,137.54

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

Chairman Molé announced that there would be an applicant's meeting for damages incurred as a result of winter storm Stella at the Public Safety Building on Monday, July 31 at 10:00 a.m.

In answer to Chairman Molé, Mr. Hood added that it is a briefing with the State and Federal Emergency Management (FEMA) for Town Highway Superintendents and other municipalities to discuss reimbursements.

Upon a motion, the meeting was adjourned at 5:15 p.m.

PUBLIC HEARING

DELAWARE COUNTY BOARD OF SUPERVISORS

EIGHT-YEAR REVIEW OF AGRICULTURAL DISTRICT NO. 17

AUGUST 23, 2017

The Delaware County Board of Supervisors held a Public Hearing concerning the inclusion of land(s) into Agricultural District No. 17 in the Board of Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York at 3:45 p.m. on Wednesday, August 23, 2017, Chairman Tina B. Molé presiding.

Chairman Molé called the hearing to order.

The Clerk read the Notice of Hearing:

NOTICE OF PUBLIC HEARING

**INCLUSION OF AGRICULTURALLY VIABLE LAND INTO CERTIFIED
AGRICULTURAL DISTRICTS DURING
THE 2017 THIRTY-DAY PERIOD FOR ANNUAL DISTRICT REVIEW**

PLEASE TAKE NOTICE, that the Delaware County Board of Supervisors will hold a Public Hearing, Wednesday, August 23, 2017, at 3:45 p.m. in the Board of Supervisors Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, NY concerning the inclusion of land(s) into Agricultural District No. 17. This hearing shall be held to consider the requests and recommendations of the County Agricultural Farmland Protection Board on the inclusion of the following properties into certified agricultural districts:

Davenport: Agricultural District No. 17:

Tax ID #8.-1-18.115 (9.05 ac) Turner Hill Rd. (Livestock Production)

Tax ID #8.-1-18.111 (6.88 ac) Laniel Ln. (Livestock Production)

A map and list of properties is available for inspection in the Clerk of the Board of Supervisors at 111 Main Street in Delhi, NY. All persons desiring to comment on any Agricultural District inclusions shall be heard.

Dated: August 16, 2017

Christa M. Schafer
Clerk of the Board
Delaware County Board of Supervisors

Chairman Molé stated that a sign-in sheet is being passed around and asked that anyone wishing to speak to please stand and state their name and town they reside in.

Since no one wished to speak, Chairman Molé declared the hearing adjourned at 3:50 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

AUGUST 23, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, August 23, 2017 at 4:00 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, Chairman Tina B. Molé presiding.

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

Mr. Pigford offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé granted privilege of the floor to Mr. Triolo who introduced Commissioner of Watershed Affairs Dean Frazier to give an update on the 2017 Filtration Avoidance Determination (FAD).

Commissioner Frazier gave a PowerPoint presentation updating the Board on the changes under consideration to the 2017 FAD. The FAD topics discussed included septic, stormwater, stream and flood, Watershed Rules and Regulations, the Watershed Agricultural Program, administrative issues and the Land Acquisition Program (LAP).

Negotiations addressed many of the major concerns experienced by the Watershed communities. Most notably are changes to the Watershed Rules and Regulations particularly for septic and stormwater for small businesses and not for profits. New processes for project approval, design reviews and contracting are in place and other processes that are not yet resolved the City and watershed stakeholders will work on. There is new funding available for an expanded septic program to assist small businesses and not for profits. Additionally, Catskill Watershed Corporation (CWC) will build a new office building which will house CWC employees and New York City Department of Environmental Protection (NYC DEP) employees. NYC DEP is required by December 2020, to move twenty-six NYC DEP employees to the new office and increase to a total of forty by 2026. The intent is to enhance communication between the parties and improve cooperation in compliance with regulations as NYC DEP employees are now living in the regulated watershed community.

Referencing the LAP, Commissioner Frazier noted the FAD requires continued dialogue about possible relief from open space acquisition by the City. Although there will be much to sort out, ideas were introduced that could potentially change the solicitation process or ultimately modify the LAP. The goal is to convince the City, the environmental groups, the state and federal regulators that as currently structured the LAP may be doing little overall to protect water quality. On the other hand, targeting sensitive lands would make a measurable impact in the protection of water quality and reduce City land acquisition. He referenced the County Buildout Analysis currently underway and noted that this information will be very telling.

In conclusion, Commissioner Frazier said that the 2017 FAD would be a ten-year FAD with a review of some of the components in five years. He felt there has been very strong partnering throughout the negotiations and that overall the white paper vision submitted in 2015 fared well.

In answer to Mr. Spaccaforno, Commissioner Frazier stated that he is not aware of any quantified data demonstrating that the LAP directly impacted water quality. Watershed communities are proposing that the solicitation protocol and Land Acquisition Program target sensitive lands rather than lands so distant from a sensitive water feature that the goal of protecting water quality is immeasurable.

Mr. Davis referenced the County Buildout Analysis noting that town maps showing the full buildout for each municipality would prove that even at full buildout of developable land there would be negligible if any impact to water quality. He noted that the Town of Middletown has 3,300 acres of developable land left, which equates to 660 five-acre plots.

Director of Planning Shelly Johnson-Bennett explained in response to Mr. Davis, that the original LAP assessments were for twenty years however; that period has increased for new acquisitions to thirty years. After that time, the City has the right to grieve its property taxes. If through the municipality's grieving process the property is assessed forever wild vs. developable land the tax base evaluation would drop significantly.

Chairman Molé thanked Commissioner Frazier for the update and thanked all County departments involved for their work in developing an effective 2017 FAD agreement.

Chairman Molé granted privilege of the floor to Chairman of the Public Works Committee Sam Rowe. Mr. Rowe introduced Tom Blanchard, New York State Department of Environmental Conservation (NYS DEC) Region 4 Flood Plain Manager.

Mr. Blanchard gave a PowerPoint presentation based on County specific flood-related statistics, explained what constitutes a critical facility and offered insight from the perspective of the NYS DEC with regard to relocating the County's DPW facility in a known floodplain.

He referenced Federal Executive Order 11988 signed into law in 1977 noting that the Order requires "federal agencies to the extent possible to avoid the long- and short-term adverse impacts associated with the occupancy and modification of flood plains and to avoid direct and indirect support of floodplain development wherever there is a practicable alternative." Each funding agency follows the basic guidelines of the Executive Order but have their own set of additional requirements. With that in mind, he opined that although it is possible with mitigation of a site to rebuild in a known floodplain it would be discouraged from the perspective of the Federal Emergency Management Agency (FEMA) and the NYS DEC. Mr. Blanchard concluded saying that rebuilding in a known floodplain could potentially limit capital-funding opportunities and delay or negate reimbursement from a FEMA declared event.

In answer to Chairman Molé, Mr. Blanchard said that FEMA considers Highway Departments critical facilities; the NYS DEC follows suit.

In response to County Attorney Amy Merklen, Mr. Blanchard said that the current facility is located in a floodplain. If the County chooses to rebuild on the existing site grant funding may be limited only to flood mitigation money. Additionally, the probabilities of qualifying for reimbursement after a FEMA declared event would be questionable.

In answer to Mr. Davis, Mr. Blanchard said he has seen eligible mitigation building projects receive up to 75 percent reimbursement with the state picking up 12.5 percent of the remaining 25 percent leaving the County with only 12.5 percent of the cost.

Mr. Tuthill felt the County should be very careful with the expectation of reimbursement and the figures it presents to the public.

Mr. Blanchard stated in answer to Mrs. Merklen, that if a critical facility is rebuilt in a known floodplain and is approved for FEMA money after a declared event the County would be required to maintain flood insurance on the facility indefinitely.

Mr. Davis advised that prior to applying for grant funding the County must have a shovel ready project. The County is in a very good place to apply for grant funding based on the number of municipalities participating in the Community Rating System (CRS). He explained that CRS is a voluntary program from the National Flood Insurance Program established to reduce flood damages to insurable property and encourage a comprehensive approach to floodplain management.

Mr. Spaccaforo, referencing flood insurance, noted that he has a property in the Town of Walton that requires flood insurance. In 2016, the premium was \$2,800 and this year's premium is \$5,900.

Mr. Rowe noted that the consultant's study of the Page Avenue site showed that rebuilding the facility elevated three feet above the 100-year floodwater elevation would increase the backwater and could potentially affect surrounding properties. Mr. Blanchard stated that increasing the backwater is not often considered an effective mitigation project and would require a variance from the municipality.

Mr. Blanchard stated in reply to Mr. Rowe, that a neighboring county built their facility in a floodplain at a cost of upwards of \$70 million. The facility was wiped-out in the 2011 flood event and FEMA would not allow the county to rebuild on the same location. This county has been without a facility since 2011.

Chairman Molé thanked Mr. Blanchard for an informative presentation.

Chairman Molé granted privilege of the floor to Mr. Axtell. Mr. Axtell announced that Sheriff Mills would be retiring as Delaware County Sheriff on August 28, 2017. On behalf of himself and the Public Safety Committee, he thanked Sheriff Mills for his exemplary service to law enforcement, especially for his 19 years served as the Delaware County Sheriff. He wished him well in his retirement.

Chairman Molé on behalf of herself and the Board of Supervisors thanked Sheriff Mills for his dedication and commitment to the safety and wellbeing of the residents of Delaware County. She called for a round of applause in appreciation of Sheriff Mills and wished him much enjoyment in his retirement.

For standing committee reports, Mr. Rowe gave an update on Resolution No. 139 entitled: *Resolution in Support of Millennium Pipeline Company Project* passed at the July 26 meeting. He noted that he spoke in favor of the project at the public meeting he attended but did not feel comfortable presenting the resolution passed by the Board of Supervisors because it did not pass unanimously.

Chairman of the Public Works Committee Sam Rowe advised that the South Kortright site is no longer a viable option because a bridge could not be built at the site. The remaining options are the Bishop property, the McFarland property and the Page Avenue site.

Mr. Rowe noted in response to public input the DPW Committee is looking at a three-location solution. The administrative building would be built out of the floodplain in the upper corner of Page Avenue, the salt building, patrol garage, repair facility, parts, and the guiderail and sign crew would be moved to two other locations.

He noted that Wendel's study considered the Bishop Property the number one site but the Committee has its reservations. The Committee feels a financial study should be done to determine how travel would affect the cost of operations.

He referenced Mr. Blanchard's presentation and Resolution No. 17 entitled: *Authorization to Execute an Option* and asked if the Board would make a decision at this time to eliminate the McFarland Property and the Page Avenue location. He advised that the Committee is struggling to come up with solutions that would please the Board and the public.

In reply to Mr. Rowe, Chairman Molé said that the request equated to a not-prefiled resolution and it would be unfair to the Supervisors to call for a vote prior to Wendel's scheduled presentation at the September 27 Board meeting.

In response, Mr. Rowe called for a special meeting of the Board of Supervisors to focus specifically on the DPW Siting Selection. Mr. Taggart noted his support of a special meeting emphasizing the frustration of coming to a decision without the support of the Board.

In answer to Chairman Molé, Commissioner of Public Works Wayne Reynolds advised that reviewing the new option in two weeks would be aggressive but if the Board wanted to call a special meeting prior to September 27, it could be done.

Mr. Valente noted that there is still pertinent information that is not available to the DPW Committee at this time. Additionally the Committee would be hearing the first draft of the three-location solution from Wendel on September 13.

In reply to Mr. Taggart and Mr. Rowe, Chairman Molé asked for a timeframe from the Committee in order to set a special meeting specific to the DPW Siting Process.

Mr. Tuthill stated in answer to Mr. Davis, that Resolution No. 17 of 2017 authorized the County Attorney and the Chairman to negotiate a purchase option to be brought back to the Board. However, there has been so much contention over the McFarland site that no further action has been taken.

In answer to Mr. Hynes, Commissioner Reynolds stated the building flooded once in January 1996. The last employees out of the building were waist high in water and the water had reached the top of the electrical outlets. With mitigation money from FEMA stop logs were purchased. The Stop logs have been used four times since and have prevented water from coming into the building. However, once the stop logs are in place there is no entry or exit from the building essentially rendering it useless.

Mr. Rowe said the process of setting the stop logs takes manpower and time that should be spent mitigating the event.

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

RESOLUTION NO. 144

**TITLE: 2017 BUDGET AMENDMENT
POLICE TRAFFIC SERVICES PROGRAM GRANT
SHERIFF'S OFFICE**

WHEREAS, the Sheriff's Office has been successful in securing grant funds with which to participate in the Statewide Police Traffic Services Program; and

WHEREAS, the Sheriff's Office agrees to participate in "Statewide Police Traffic Services Program," the goal of which is to increase seat belt usage and reduce dangerous driving behaviors in an effort to reduce serious injury and death from traffic crashes; and

WHEREAS, involvement will include using dedicated overtime enforcement hours to participate in joint checkpoints with the State Police or other agencies where practical, or independently, in the waves of high-visibility enforcement planned throughout the year; and

WHEREAS, participation in this program will result in the award of a grant in the amount of \$13,328 to be used to pay the salaries of the road patrol deputies participating in this program as well as to purchase a new radar unit to assist deputies in their enforcement. Said program runs from October 1, 2017 through September 30, 2018.

NOW, THEREFORE, BE IT RESOLVED that the 2017 budget be amended as follows:

INCREASE REVENUES:

10-13310-43338900/3310001/907	State OTR Public Safety	\$13,328.00
-------------------------------	-------------------------	-------------

INCREASE APPROPRIATIONS:

10-13310-51327000/3310001/907	Personal Services	\$11,200.00
10-13310-52200001/3310001/907	Grant Equipment	\$2,128.00

The resolution was seconded by Mr. Spaccaferno and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Marshfield).

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

RESOLUTION NO. 145

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
BOARD OF ELECTIONS**

WHEREAS, the Board of Elections is in need of an upgrade requiring new computers and scanners that were not budgeted for in the current budget.

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

FROM:

10-11450-54530000	Printing Services	\$9,000.00
10-11450-54625000	Travel	\$3,500.00
10-11450-54595100	Supplies Election	\$3,500.00

TO

10-11450-52200000	Equipment	\$16,000.00
-------------------	-----------	-------------

The resolution was seconded by Mr. Valente and Mr. Eisel and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Marshfield).

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

RESOLUTION NO. 146

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF WATERSHED AFFAIRS**

WHEREAS, the Department must replace an obsolete computer tower; and

WHEREAS, a transfer of funds is necessary to purchase the equipment.

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

FROM:

10-18740-54200000	Contractual Services	\$464.00
-------------------	----------------------	----------

TO:

10-18740-52200000	Equipment	\$464.00
-------------------	-----------	----------

The resolution was seconded by Mr. Valente and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Marshfield).

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

RESOLUTION NO. 147

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

LETTING OF AUGUST 16, 2017

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. 35-17	Combination Jet/Vacuum Machine to: GapVax, Inc., 575 Central Ave., Johnston, PA 15902
--------------------	--

Bid Price: \$475,755.00

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. Haynes.

Mr. Rowe noted that the Catskill Watershed Corporation (CWC) funded the current Jet Vacuum purchased in 2004 and has agreed to fund this purchase as well. The terms of the agreement include funds set aside for reimbursement of repairs when needed.

The resolution was adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Marshfield).

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

RESOLUTION NO. 148

**TITLE: CHANGE ORDER NO. 1 OF PROPOSAL NO. 38-16
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 119 of 2016 authorized the award of Proposal No. 38-16, "Replacement of Bridge No. 101P, Lake Street Pedestrian Bridge over Vly Creek" to Economy Paving Co. Inc., Cortland NY 13045 for the bid amount of \$597,819.50; and

WHEREAS, the construction work is complete and the final quantities have been calculated and agreed upon between the County and the contractor.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 1 for Proposal No. 38-16 adjusting the final quantities and resulting in a reduction of \$64,814.47 which reduces the total contract price from 597,819.50 to \$533,005.03.

The resolution was seconded by Mr. Haynes.

Mr. Rowe noted that the Change Order reduces the project cost for the pedestrian bridge in the Town of Fleischmanns damaged in 2007. The project is 100 percent FEMA reimbursable and the state picked up 12.5 percent. The total project came in under bid.

The resolution was unanimously adopted.

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

RESOLUTION NO. 149

**TITLE: AUTHORIZATION FOR DISPOSITION OF PERSONAL
PROPERTY NO LONGER NECESSARY FOR PUBLIC USE
SHERIFF'S OFFICE**

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 Sheriff's Office is authorized to sell by trade-in, on-line auction or for scrap the following items:

<u>Vehicle No.</u>	<u>Description</u>	<u>Serial No./VIN No.</u>
82	2006 Ford Taurus	1FAFP53U76A246232
57	2008 Chevrolet Impala	2G1WB58N581238131
61	2009 Chevrolet Impala	2G1WS57M791279743
1	ABLE-2 (SHO-ME) Light Bar	

The resolution was seconded by Mr. Gladstone and Mr. Davis and unanimously adopted.

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

RESOLUTION NO. 150

**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 trade-in, on-line auction or for scrap the following items:

<u>Vehicle No.</u>	<u>Description</u>	<u>Serial No./VIN No.</u>
582	2006 Jeep Liberty	1J4GL48K96W217324
304	2000 International SA Dump	1HTGEAHR3YH255427
427	2005 Ford F-250	1FDNF21575EC26502

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

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

RESOLUTION NO. 151

**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, 2020. 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, 2020, 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, 2017.

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

Mr. Axtell called up Local Law Intro. No. 1 which was seconded by Mr. Spaccaformo.

LOCAL LAW INTRO. NO. 1 OF 2017

BOARD OF SUPERVISORS OF THE COUNTY OF DELAWARE REPEALING THE WIRELESS COMMUNICATIONS SURCHARGE AUTHORIZED BY ARTICLE SIX OF THE COUNTY LAW OF THE STATE OF NEW YORK; AND IMPOSING THE WIRELESS COMMUNICATIONS SURCHARGES PURSUANT TO THE AUTHORITY OF TAX LAW § 186-G

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

SECTION 1. A Local Law Imposing a Surcharge on Wireless Communications Service in the County of Delaware, Local Law No. 2 of 2014, is hereby REPEALED.

SECTION 2. Imposition of wireless communications surcharges. (a) Pursuant to the authority of Tax Law § 186-g, there are hereby imposed and there shall be paid surcharges within the territorial limits of the County of Delaware on: (i) wireless communications service provided to a wireless communications customer with a place of primary use within such County, at the rate of thirty cents per month on each wireless communications device in service during any part of the month; and (ii) the retail sale of prepaid wireless communications service sold within such County, at the rate of thirty cents per retail sale, whether or not any tangible personal property is sold therewith.

(b) Wireless communications service suppliers shall begin to add such surcharge to the billings of its customers and prepaid wireless communications sellers shall begin to collect such surcharge from its customers commencing December 1, 2017.

(c) Each wireless communications service supplier and prepaid wireless communications seller is entitled to retain, as an administrative fee, an amount equal to three percent of its collections of the surcharges imposed by this Local Law provided that the supplier or seller files any required return and remits the surcharges due to the New York State Commissioner of Taxation and Finance on or before its due date.

SECTION 3. Administration of surcharges. The surcharges imposed by this Local Law shall be administered and collected by the New York State Commissioner of Taxation and Finance as provided in paragraph (8) of Tax Law § 186-g, and in a like manner as the taxes imposed by Articles Twenty-eight and Twenty-nine of the Tax Law.

SECTION 4. Applicability of State law to surcharges imposed by this Local Law. All the provisions of Tax Law § 186-g shall apply to the surcharges imposed by this Local Law with the same force and effect as if those provisions had been set forth in full in this Local Law, except to the extent that any of those provisions is either inconsistent with or not relevant to the surcharges imposed by this Local Law.

SECTION 5. Net collections received by this County from the surcharges imposed by this Local Law shall be expended only upon authorization of the Board of Supervisors of the County of Delaware and only for payment of system costs, eligible wireless 911 service costs, or other costs associated with the administration, design, installation, construction, operation, or maintenance of public safety communications networks or a system to provide enhanced wireless 911 service serving such County as provided in paragraph (9) of Tax Law § 186-g, including, but not limited to, hardware, software, consultants, financing and other acquisition costs. The County shall separately account for and keep adequate books and records of the amount and object or purpose of all expenditures of all such monies. If, at the end of any fiscal year, the total amount of all such monies exceeds the amount necessary for payment of the above mentioned costs in such fiscal year, such excess shall be reserved and carried over for the payment of those costs in the following fiscal year.

SECTION 6. Effective date. This Local Law shall take effect December 1, 2017.

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

RESOLUTION NO. 152

TITLE: PUBLIC HEARING LOCAL LAW INTRO. NO. 1 OF 2017

WHEREAS, Local Law Intro. No. 1 Repealing the Wireless Communications Surcharge Authorized by Article Six of the County Law of the State Of New York; and Imposing the Wireless Communications Surcharges pursuant to the Authority of Tax Law § 186-G has been introduced.

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held on Local Law Intro. No. 1 on the 27th day of September, 2017 at 3:45 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York.

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

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

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

RESOLUTION NO. 153

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
TREASURER'S OFFICE**

WHEREAS, the Treasurer's Office is in need of additional funding to cover a Fiscal Fee invoice.

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

FROM:

10-11364-54465000 Tax Acquired Property Miscellaneous \$500.00

TO:

10-11380-54305000 Fiscal Agent Fees \$500.00

The resolution was seconded by Mr. Spaccaforno and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Marshfield).

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

RESOLUTION NO. 154

**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.

ASSESSED TO:

KOR12TX.011
**ESTATE OF EDWARD M POTANOVIC AND
FRANCES WELLINGTON**

TOWN OF: 124000:KORTRIGHT
TAX MAP NO: 68.-3-4
SCHOOL DISTRICT: 125202:SOUTH KORTRIGHT
ACREAGE: 47.70A ACRES

CONVEYED TO: ESTATE OF EDWARD M POTANOVIC AND
FRANCES WELLINGTON
C/O SCHLATHER & BIRCH, ATTORNEY
192 MAIN STREET
COOPERSTOWN NY 13326

CASH CONSIDERATION: \$35,446.44
TAX DEFICIT: \$30,126.62

MID15TX.043

ASSESSED TO: **ELIZABETH KITTLE**

TOWN OF: 124603:MIDDLETOWN
TAX MAP NO: 306.7-10-23
SCHOOL DISTRICT: 124601:MARGARETVILLE
ACREAGE: 70.00'F x 345.00'D ACRES
CONVEYED TO: ELIZABETH KITTLE
C/O SELFHELP COMMUNITY SERVICES, INC
520 EIGHTH AVENUE, 5TH FLOOR
NEW YORK NY 10018

CASH CONSIDERATION: \$9,836.95
TAX DEFICIT: \$7,972.98

The resolution was seconded Mr. Gladstone and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Marshfield).

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

RESOLUTION NO. 155

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

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, upon receipt of cash consideration hereinafter set forth.

MID15TX.049

ASSESSED TO: **WAYNE MASONE**

TOWN OF: 124689:MIDDLETOWN
TAX MAP NO: 305.-1-18
SCHOOL DISTRICT: 124601:MARGARETVILLE
ACREAGE: 3.60A ACRES
CONVEYED TO: WAYNE MASONE
15 SCUPPO ROAD, UNIT 1301
DANBURY CT 06611

CASH CONSIDERATION: \$11,645.77
TAX DEFICIT: \$8,978.41

The resolution was seconded by Mr. Spaccaforno and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Marshfield).

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

RESOLUTION NO. 156

**TITLE: INCLUSION OF AGRICULTURALLY VIABLE LAND INTO CERTIFIED
AGRICULTURAL DISTRICTS DURING DESIGNATED THIRTY- DAY PERIOD FOR
ANNUAL AGRICULTURAL DISTRICT REVIEW
PLANNING DEPARTMENT**

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 from April 1 to April 30, 2017 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 to verified that each parcel proposed is “viable agricultural land” and meets the eligibility requirements for inclusion into a Certified Agricultural District; and

WHEREAS, the Delaware County Board of Supervisors held a Public Hearing, Wednesday, August 23 at 3:45 p.m. in the Board of Supervisors Room of the County Office Building, 111 Main Street, Delhi N.Y. to consider the requests and recommendations of the County Agricultural Farmland Protection Board concerning the inclusion of land(s) into Agricultural Districts No. 17; and

WHEREAS, the Delaware County Board of Supervisors has authorized the preparation of an Agricultural Environmental Assessment form as required by § 303-b of the Agriculture & Markets: Agricultural Districts Law.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors does hereby adopt the inclusion of the following properties into Agricultural Districts No. 17.

Davenport: Agricultural District No. 17:

Tax ID #8.-1-18.115 (9.05 ac) Turner Hill Rd. (Livestock Production)

Tax ID #8.-1-18.111 (6.88 ac) Laniel Ln. (Livestock Production)

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

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

RESOLUTION NO. 157

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$800,248.58 were hereby presented to the Finance Committee for approval for payment on August 18, 2017 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	\$730,792.14
OET	\$16,262.21
Public Safety Comm System	\$26,547.00
Highway Audits, as Follows:	
Weights & Measures	\$16.19
Road	\$0.00
Machinery	\$22,986.85
Capital Road & Bridge	\$0.00
Capital Solid Waste	\$0.00
Solid Waste/Landfill	\$3,644.19

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$1,724,670.20 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	\$406,381.62
OET	\$29,976.20
Public Safety Comm System	\$0.00

Highway Audits, as Follows:

Weights and Measures	\$109.19
Road	\$668,280.11
Machinery	\$72,558.40
Capital Road & Bridge	\$438,049.33
Capital Solid Waste	\$18,519.38
Solid Waste/Landfill	\$90,795.97

The resolution was seconded by Mr. Spaccaferno and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Marshfield).

Upon a motion, the meeting was adjourned at 5:55 p.m.

SPECIAL MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

SEPTEMBER 27, 2017

A special meeting of the Delaware County Board of Supervisors was held Wednesday, September 27, 2017 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 Tina B. Molé presiding.

The Clerk called the roll and all Supervisors were present except Mr. Axtell. Mr. Hynes arrived after roll call.

Chairman Molé led the Board in the Pledge of Allegiance to the Flag.

The Clerk read the Notice of Special Meeting.

In accordance with County Law Section 152 (2) and Board Rule 3, a Special Meeting of the Board of Supervisors has been called by the Chairman of the Board to be held on Wednesday, September 27, 2017 at 1:00 p.m. in the Board Room of the County Office Building. The Special Meeting is being held to discuss the Department of Public Works Building Project.

Chairman Molé announced that this Special Meeting is to present to the Board of Supervisors the narrowed down siting options for the Department of Public Works (DPW) facility. She noted that Supervisors may ask questions and discuss options amongst themselves, however, no questions or input would be taken from the audience, as this is normal meeting protocol.

Chairman Molé granted privilege of the floor to Chairman of the Public Works Committee Sam Rowe. Mr. Rowe thanked the Chairman for the time to focus fully on the DPW siting process. He introduced Wendel Engineering Executive Vice President Gerald Summe, Design Principal Scott Neal, and Commissioner of Public Works Wayne Reynolds to provide an update on the DPW Siting Process.

The presentation focused on Site 3, County Highway 18, Delhi at a cost of roughly \$26.35 million, Site 7, Page Avenue, Delhi at roughly \$32.36 million, Site 9, Back River Road, Hamden at roughly \$27.8 million, and Site 11, State Highway 10, Hamden at roughly \$26.51 million. In addition, a hybrid option was presented consisting of Sites 7, 11 and 13 at a cost of roughly \$31.13 million. Mr. Neal noted that with the exception of the hybrid option, the estimates were inclusive of all associated costs. Mr. Rowe added that the property owner of Site 13 just now let the Committee know that he is desirous of a 50-year, long-term lease with a monthly payment of \$10,000. The County would own the property at the end of the lease.

Mr. Neal presented the positive and negative attributes of the sites. The challenges included but were not limited to access, acquisition, road reconstruction and bridge requirement, possible archeological concerns and travel distance to the County Office Building. Mr. Summe, referencing travel distance from the County Office Building advised that an initial estimate of increased operational costs for vehicle maintenance could be as much as \$94,000 per year based on a distance of eight miles from the County Office Building, two employees and two county

cars.

Mr. Summe, Mr. Neal and Commissioner Reynolds answered a variety of questions, concerns and suggestions related to the various sites. Most notable was discussion around Site 7 and the issues relating to rebuilding in a known floodplain.

Commissioner Reynolds referencing Site 7 summarized Mr. Neal's points noting that Wendel's design includes raising the property out of the floodplain area which will impact flood water surface elevations for about 1 mile of river upstream from the site and include building an 11-foot tall retaining wall with 3.5 feet of guiderail that will run along Page Avenue. The design takes over the Social Services properties and the laundromat located on Main Street and relocates the Board of Elections, Office of Employment and Training and the Veterans Service Agency. The existing salt shed and laydown storage buildings would be removed from the floodway. The area between Page Avenue and the river would be regraded to floodplain elevation.

Mr. Neal explained that additional land acquisition would be necessary to accommodate access and egress once the retaining wall is in as access to the DPW facility will not be the same open access as exists today. The turning radius will be most difficult for tractor-trailers and semis. Other concerns noted were that the fully built out site utilizes the majority of the property leaving no place to put snow. The snow would have to be bucketed and removed from the site via trucks. Commissioner Reynolds added that retaining walls are a maintenance issue and it is easier to build a new retaining wall than to repair a bulging retaining wall.

Mr. Neal pointed out that Site 7 has the highest mitigation costs making it the most expensive option and although the design works on the computer, it is not optimal. The truck turning movements are extremely tight and the safety of employees working around a facility with such tight turning is a real concern. The site is still in a known floodplain limiting options for grant funding and there is a significant anticipated increase in operational expenses, such as, retaining wall maintenance, county vehicle maintenance and snow removal.

The presentation, once verified and updated, will be placed on the County website at www.co.delaware.ny.us.

Chairman Molé thanked Mr. Summe, Mr. Neal and Commissioner Reynolds for an informative presentation.

Chairman Molé invited everyone in attendance to enjoy locally grown and prepared foods by members of Cornell Cooperative Extension.

Upon a motion, the meeting adjourned at 3:15 p.m.

PUBLIC HEARING

DELAWARE COUNTY BOARD OF SUPERVISORS

LOCAL LAW INTRO. NO. 1 OF 2017

SEPTEMBER 27, 2017

The Delaware County Board of Supervisors held a Public Hearing regarding Local Law Intro. No. 1 of 2017 in the Board of Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York at 3:45 p.m. on Wednesday, September 27, 2017 Chairman Tina B. Molé presiding.

Chairman Molé called the hearing to order.

The Clerk read the Notice of Hearing:

NOTICE OF PUBLIC HEARING

**DELAWARE COUNTY LOCAL LAW INTRO. NO. 1 OF 2017
BOARD OF SUPERVISORS OF THE COUNTY OF DELAWARE REPEALING THE
WIRELESS COMMUNICATIONS SURCHARGE AUTHORIZED BY ARTICLE SIX OF
THE COUNTY LAW OF THE STATE OF NEW YORK AND IMPOSING THE
WIRELESS COMMUNICATIONS SURCHARGES PURSUANT TO THE AUTHORITY
OF TAX LAW § 186-G**

Notice is hereby given that a public hearing will be held by the Delaware County Board of Supervisors on Wednesday, September 27, 2017, at 3:45 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, concerning Delaware County Local Law Intro. No. 1 of 2017 entitled Board of Supervisors of the County of Delaware Repealing the Wireless Communications Surcharge Authorized by Article Six of the County Law of the State of New York and Imposing the Wireless Communications Surcharges Pursuant to the Authority of Tax Law § 186-G.

All persons interested in speaking concerning the proposed local law will be heard at the aforementioned time and place. Disabled citizens who require assistance in attending said public hearing or in furnishing comments or suggestions should contact the Clerk of the Board to request assistance at (607) 832-5110.

Dated: September 20, 2017

Christa M. Schafer
Clerk of the Board
Delaware County Board of Supervisors

Chairman Molé stated that a sign-in sheet is being passed around and asked that anyone wishing to speak to please stand and state their name and town they reside in.

Since no one wished to speak, Chairman Molé declared the hearing adjourned at 3:50 p.m.

REGULAR MEETING
DELAWARE COUNTY BOARD OF SUPERVISORS
SEPTEMBER 27, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, September 27, 2017 at 4:00 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, Chairman Tina B. Molé presiding.

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

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé introduced and welcomed Congressman John Faso's new liaison Matt McPhillips. She noted that Paula Brown has accepted a position with the Delhi Rehabilitation and Nursing Center. Mr. McPhillips stated that he looks forward to working with the residents of the County.

Chairman Molé granted privilege of the floor to Mr. Hynes. Mr. Hynes introduced Cornell Cooperative Extension (CCE) Executive Director Jeanne Darling.

Mrs. Darling noted that the week of October 1-7 is Cornell Cooperative Extension Week and National 4-H Week. A resolution recognizing the celebration will be presented later in the meeting. The CCE Annual Meeting and Harvest Dinner will be held Wednesday, November 1 at the Alumni Hall of the SUNY Delhi Campus. The guest speaker will be David Grusenmeyer, Executive Director of the New York Farm Viability Institute who will give a presentation entitled "Taking Stock for New York Agriculture."

She spoke of the work CCE is doing crediting staff members for their commitment and dedication. She introduced PhD Subject Educator III Horticulture & Natural Resources Carla Hegeman Crim, Senior Resource Educator Farm Business Management Mariane Kiraly, 4-H Resource Educator Emily Roach, 4-H Camp Shankitunk Director and CCE Administrative Assistant Corrine Tompkins and Energy Educator & Clean Energy Communities Coordinator Tara Donadio.

Mrs. Darling asked for the Board's support for Resolution No. 166 entitled *A Resolution to Increase State Support for Cornell Cooperative Extension County Association in the State of New York* that will be presented later in the meeting. The resolution seeks an increase in the state appropriation for Cornell Cooperative Extension Associations from \$3 million to \$8 million.

Mrs. Tompkins shared a slide presentation featuring each town in Delaware County and detailing the programs of CCE focusing on activities of agricultural competitiveness and profitability, children and youth, economic sustainability, environmental protection and enhancement, individual, family and community well-being and nutrition, and health and safety.

Mrs. Darling thanked the Board of Supervisors, the CCE partners and volunteers who help make these programs possible.

Chairman Molé thanked Mrs. Darling and the CCE staff for an informative presentation and for providing the delicious refreshments consisting of locally grown and prepared foods.

Chairman Molé granted privilege of the floor to Mr. Rowe who introduced Director of Solid Waste Management Sue McIntyre.

Ms. McIntyre referenced Resolution No. 162 entitled *Draft Local Solid Waste*

Management Plan Delaware County New Materials Recovery Facility that will come before the Supervisors later in the meeting.

She explained that the Solid Waste Management Plan is the County's ten-year action plan. The document highlights the three major goals the Department hopes to accomplish: (1) maintain the existing infrastructure at the Solid Waste Management Center (2) implement enhanced administrative access to ensure compliance with local County Law, the Importation of Waste Law, the Recycle law, and state and federal regulations that the facility is subjected to and (3) the expansion of the facility.

A handout entitled: *Delaware County Landfill Siting Study – 1992* was distributed and attention was directed to the footprint of the current landfill that shows the expansion potential. The expansion under consideration is the maximum possible for the site and will gain the County about sixty plus additional years of use. The expansion includes about 30 acres of new environmental protection liner systems of which about 17 acres is new ground that has not been disturbed, the remaining acres are 50 percent reclamation and 50 percent piggyback for building on top of what is already in place.

Ms. McIntyre referred to the 1992 Landfill Siting Study ranking the current site at number 3. If the NYS DEC does not approve the Solid Waste Management Plan, the County would have to develop a new landfill. Today, the alternate landfill Sites 1 and 2 have been subdivided and would be extremely difficult to develop into new landfill. For this reason, expansion of the existing landfill facility is the preferred option.

If the plan is approved by NYS DEC, it will become public and opened to a comment period, followed by a response document and finally a formal document for the Board's approval.

Chairman Molé thanked Ms. McIntyre for the summary.

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

RESOLUTION NO. 158

TITLE: 2017 CORNELL COOPERATIVE EXTENSION WEEK & NATIONAL 4-H WEEK

WHEREAS, Cornell Cooperative Extension of Delaware County is dedicated to growing healthy families, confident youth, successful farms and stronger communities; and

WHEREAS, Cornell Cooperative Extension represents a statewide system of partnerships working with federal, state and county governments; and

WHEREAS, the heart of Cooperative Extension is found in the strength of its 3,000 volunteers who give their time, expertise and enthusiasm as members of boards, as 4-H club leaders, and in Extension's educational outreach; and

WHEREAS, Cornell Cooperative Extension has served Delaware County for 104 years since 1913; and

WHEREAS, Cornell Cooperative Extension is proud of the 90 years of youth camping programs at 4-H Camp Shankitunk and the 9th year of 4C Camp for seniors; and

WHEREAS, Cornell Cooperative Extension of Delaware County continues to offer programs that link university-based research with the talents, enthusiasm and goals of our community; and

WHEREAS, Cornell Cooperative Extension of Delaware County has reached families, farmers, youth, consumers, gardeners, and agencies with excellent programs on agriculture and food systems sustainability, positive youth development, community and economic development, energy, environment and natural resources education, nutrition, health, and safety; and

WHEREAS, Cornell Cooperative Extension of Delaware County will continue to work closely with its many local partners to offer educational programs that promote healthful eating, access to local foods, quality health care, energy efficient communities, safe housing, active living, confident youth, profitable agriculture, productive businesses, healthy families and communities.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors hereby designate the week of October 1-7, 2017 as Cornell Cooperative Extension Week and National 4-H Week in Delaware County.

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

Chairman Molé granted Mr. Hynes request to withdraw Resolution No. 159 entitled *Recognition of Dennis Hill for Service to Delaware County Agencies*, as Mr. Hill was unable to attend this meeting. Mr. Hynes noted that the resolution would be reintroduced at the next Board of Supervisors meeting.

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

RESOLUTION NO. 160

**TITLE: BUDGET AMENDMENT
97 MAIN STREET, DELHI, NEW YORK
OFFICE FOR THE AGING**

WHEREAS, Resolution No. 122 of 2017 was adopted by the Board of Supervisors authorizing the lease and purchase of 97 Main Street to house the Office for the Aging; and

WHEREAS, a transfer of funds is necessary to purchase said building and complete the necessary renovations.

NOW, THEREFORE, BE IT RESOLVED that a Capital Project entitled 97 Main Street be established and the following 2017 Budget amendments be authorized:

Transfer From:

10-00000-34917000	Unassigned Fund Balance	\$879,000.00
-------------------	-------------------------	--------------

Transfer To:

10-19901-59990039	Operating Transfer Out	\$879,000.00
-------------------	------------------------	--------------

Capital Project 97 Main Street Accounts:

Establish Revenue Accounts:

39-16772-45503100	Interfund Transfer	\$879,000.00
-------------------	--------------------	--------------

39-16772-42270500	Gifts/Donations	\$80,000.00
-------------------	-----------------	-------------

39-16772-42238900	Misc. Revenues Other Governments	\$19,550.00
-------------------	----------------------------------	-------------

Establish Expense Account:

39-16772-52000000	Equipment and Capital Outlay	\$978,550.00
-------------------	------------------------------	--------------

The resolution was seconded by Mr. Gladstone and adopted by the following vote: Ayes 4628, Noes 0, Absent 171 (Axtell).

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

RESOLUTION NO. 161

**TITLE: AUTHORIZATION FOR DISPOSITION OF PERSONAL
PROPERTY NO LONGER NECESSARY FOR PUBLIC USE
DEPARTMENT OF SOCIAL SERVICES**

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;

NOW, THEREFORE, BE IT RESOLVED that the Department of Social Services is authorized to sell by trade-in, on-line auction or for scrap the following items:

<u>Vehicle No.</u>	<u>Description</u>	<u>Serial No./VIN No.</u>
394	2007 Chevy Malibu	1G1ZS57FX7F273228
409	2010 Ford Fusion	3FAHP0GA1AR110219

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

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

RESOLUTION NO. 162

**TITLE: DRAFT LOCAL SOLID WASTE MANAGEMENT PLAN
DELAWARE COUNTY NEW MATERIALS RECOVERY FACILITY
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the *Delaware County Comprehensive Solid Waste Management Study - 1974* identified the current site of the Solid Waste Management Center as the central location for solid waste services to Delaware County; and

WHEREAS, Resolution No. 235 of 1992 adopted the *Delaware County Solid Waste Management Plan 1999 and Final Environmental Impact Statement* that included the continued operation of the Solid Waste Management Center as the County's central location for comprehensive and integrated solid waste management services for Delaware County; and

WHEREAS, the *Delaware County Solid Waste Management Plan - Update 2011-2020* was approved by New York State Department of Environmental Conservation Region 4; and

WHEREAS, Delaware County seeks to uphold the Mission Statement adopted under Board Resolution No. 67 of 2013 to provide "locally-controlled, long-term, comprehensive, cost-competitive, and environmentally-sound solid waste disposal, recycling, composting, and recovery services for all of Delaware County;" and

WHEREAS, the Delaware County Department of Public Works - Solid Waste Division has developed capacity and services at the Solid Waste Management Center for a broad range of solid waste services managed by, for, and largely within Delaware County borders; and

WHEREAS, the Delaware County Department of Public Works – Solid Waste Division is currently drafting the *Delaware County Solid Waste Management Plan – 2018-2027*;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors authorizes the Department of Public Works – Solid Waste Division to issue the *Draft Delaware County Solid Waste Management Plan – 2018-2027* for public comment immediately upon issuance by New York State Department of Environmental Conservation of a Letter of Approvability, and to additionally seek Lead Agency Status for SEQR review of the solid waste plan.

The resolution was seconded by Mr. Haynes.

Mr. Rowe noted that the planning and development at the Solid Waste Management Facility is a gift to our great grandchildren.

The resolution was unanimously adopted.

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

RESOLUTION NO. 163

**TITLE: APPROVAL OF EXTENSION TO DEFERRED COMPENSATION PLAN
PERSONNEL OFFICE**

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, Resolution No. 92 of 2012 approved the continuance of Nationwide Retirement Solutions as the Plan Administrator, Financial Organization and Trustee for Delaware County's Deferred Compensation Plan for a period of five (5) years; and

WHEREAS, the authority for Nationwide Retirement Solutions to serve as Plan Administrator, Financial Organization and Trustee will expire December 31, 2017 unless such authority is extended; and

WHEREAS, Part 9003.5 of the Rules and Regulations of the New York State Deferred Compensation Board allows for the extension of the agreement between Delaware County and Nationwide Retirement Solutions for a duration not to exceed two consecutive one-year periods; and

WHEREAS, Nationwide Retirement Solutions, formerly known as PEBSCO, has a twenty-five (25) year history of providing good service to Delaware County in this capacity and the Deferred Compensation Committee and the Delaware County Personnel Officer recommends the extension of this agreement for a one (1) year period or through December 31, 2018.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors on behalf of the Committee authorizes:

1. The extension of the agreement between Delaware County and Nationwide Retirement Solutions for a one (1) year period.
2. The Chairman of the Board to execute an extension agreement.
3. The Personnel Officer, under the direction of the Human Resource Committee, to continue to act as the County Administrator of the Plan and 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 Mr. Spaccaformo.

Personnel Officer Linda Pinner explained in answer to Mr. Marshfield, that the County's plan is for a period of five years and allows for two one-year extensions after that time.

The resolution was unanimously adopted.

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

RESOLUTION NO. 164

TITLE: DESIGNATION OF DELAWARE COUNTY CHAMBER OF COMMERCE AS TOURISM PROMOTION AGENCY FOR DELAWARE COUNTY

BE IT RESOLVED that the Delaware County Chamber of Commerce be designated as the Tourism Promotion Agency for Delaware County, for the purpose of making applications for and receiving grants under Section 100(6) of the Economic Development Law, with the Chamber of Commerce to provide the required local matching funds for the "I Love New York" tourism promotion 2018 program.

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

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

RESOLUTION NO. 165

TITLE: RELOCATION OF THE SIDNEY NEW YORK STATE VETERANS SERVICES OFFICE

VETERANS SERVICE AGENCY

WHEREAS, the New York State Division of Veterans Affairs Administration has closed the Sidney outreach office due to economic issues; and

WHEREAS, the Sidney office provided services to Delaware County Veterans unable or uncertain of traveling longer distances due to ill-health and/or costs; and

WHEREAS, the geographic size of Delaware County makes it difficult for veterans to travel to one office; and

WHEREAS, Delaware County utilizes two Veteran Service Offices to assist veterans in a myriad of benefits; and

WHEREAS, without these two agencies numerous veterans will simply ignore their benefits thereby depriving themselves of proper care and compensation; and

WHEREAS, the New York State Division of Veterans Affairs expects senior veterans with little to no technology skills to access all their benefits online or by phone; and

WHEREAS, veterans will become frustrated without one-on-one guidance in assisting with their claims/health care.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors hereby respectfully urge the New York State Division of Veterans Affairs Administration to open an office in Sidney, NY under the following conditions:

1. That the office be located in the Sidney Hospital, allowing all nearby veterans access to guidance concerning veterans claims and benefits.
2. That the office shall be maintained at minimal cost to the state and would be a useable location at least twice a week.
3. That the New York State Veterans Service Officer previously utilizing the Sidney office be granted access to applicable veteran records, including utilization of technology to process claims.

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors shall forward certified copies of this resolution to Senator James Seward, Senator Kirsten Gillibrand, Governor Andrew Cuomo, Congressman John Faso, and Assemblyman Clifford Crouch.

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

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

RESOLUTION NO. 166

TITLE: A RESOLUTION TO INCREASE STATE SUPPORT FOR CORNELL COOPERATIVE EXTENSION COUNTY ASSOCIATIONS IN THE STATE OF NEW YORK

WHEREAS, Cornell Cooperative Extension is a formal collaboration between the National Institute of Food and Agriculture at USDA, New York State, County Governments and the Citizens of the State that has served to apply unbiased, research-based knowledge from Cornell, New York's Land Grant University, to the needs of New Yorkers and their communities for over 100 years; and

WHEREAS, local extension educators are key community partners in helping to implement state initiatives including maximizing agriculture and local food systems, strengthening the economy, promoting healthier eating habits and access to good nutrition, fighting poverty particularly in rural areas, protecting water quality and stewardship of the New York's natural resources, building opportunity through STEM based youth education and

leadership skills in 4-H, promoting renewable energy options while protecting farmland resources, and partnering where appropriate in Taste NY initiatives to promote tourism and local food and farm businesses; and

WHEREAS, support from federal, state and county sources is essential to the continued success of locally-governed county cooperative extension associations; and

WHEREAS, state appropriations for county cooperative extension associations to match county government appropriations as authorized by Section 224 8 of the County Law have remained stagnant for seventeen years; and

WHEREAS, state funding is needed to ensure that the Cornell Cooperative Extension system can equitably work for all New York residents through increased resources to support rural, suburban, and urban community development needs.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors supports increasing the State appropriation for Cornell Cooperative Extension associations to \$8 million, such funds to be distributed directly to the associations through Cornell University as agent for the state as provided by law.

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors shall forward certified copies of this resolution to Governor Andrew M. Cuomo, Senator John Bonacic, Senator James L. Seward, Senator Frederick J. Akshar, II, Assemblyman Clifford W. Crouch, Assemblyman Peter D. Lopez, Assemblyman Brian Miller and the New York State Association of Counties (NYSAC).

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

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

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

RESOLUTION NO. 167

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

Resolved that the following described parcel 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.

<u>ASSESSED TO:</u>	<u>ROBERT HOLLAND AND JONI HOLLAND</u>
TOWN OF:	HAM15TX.006 123400:HAMDEN
TAX MAP NO:	191.-1-27
SCHOOL DISTRICT:	122801:DELAWARE ACADEMY
ACREAGE:	5.40A ACRES
CONVEYED TO:	ROBERT HOLLAND AND JONI HOLLAND PO Box 391 RARITAN NJ 08869-0391
CASH CONSIDERATION:	\$4,707.30
TAX DEFICIT:	\$3,388.12

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4628, Noes 0, Absent 171 (Axtell).

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

RESOLUTION NO. 168

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

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, upon receipt of cash consideration hereinafter set forth.

<u>ASSESSED TO:</u>	KOR15TX.033A
TOWN OF:	<u>CHRISTOPHER WELLS</u>
TAX MAP NO:	124000:KORTRIGHT
SCHOOL DISTRICT:	35.-3-25.2
ACREAGE:	122601:CHARLOTTE VALLEY
CONVEYED TO:	11.70A ACRES
	DARREN SCARIMBOLO
	404 PONDSIDE DRIVE
	WHITE PLAINS NY 10607
CASH CONSIDERATION:	\$25,550.00
TAX DEFICIT	\$19,457.95

The resolution was seconded by Mr. Gladstone.

Mr. Marshfield shared that the bid for this property was rejected at auction because the committee felt it was too low. The property was advertised for sale and sold for several thousand more than the rejected bid.

The resolution was adopted by the following vote: Ayes 4628, Noes 0, Absent 171 (Axtell).

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

RESOLUTION NO. 169

**TITLE: AMENDMENT TO RESOLUTION NO. 140-17
SALE OF COUNTY OWNED PROPERTY
TREASURER'S OFFICE**

WHEREAS, the purchaser at the auction did not complete their bid and;

WHEREAS, the second bidder was not interested in the property;

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.

<u>ASSESSED TO:</u>	ROX15TX.029
TOWN OF:	<u>PROSPECT ENTERPRISES INC</u>
TAX MAP NO:	124800:ROXBURY
SCHOOL DISTRICT:	71.-2-12
ACREAGE:	124802:ROXBURY
CONVEYED TO:	20.30A ACRES
	PATRICK CORBETT
	31 KOHR ROAD
	KINGS PARK NY 11754
CASH CONSIDERATION:	\$6,200.00
TAX DEFICIT:	\$2,093.39

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4628, Noes 0, Absent 171 (Axtell).

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

RESOLUTION NO. 170

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,937,297.96 were hereby presented to the Finance Committee for approval for payment on September 13, 2017 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	\$1,400,540.32
OET	\$28,428.57
Public Safety Comm System	\$155,665.37
Highway Audits, as Follows:	
Weights & Measures	\$16.19
Road	\$25,241.59
Machinery	\$52,340.27
Capital Road & Bridge	\$151,762.11
Capital Solid Waste	\$45,198.89
Solid Waste/Landfill	\$78,104.65

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$2,088,757.65 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	\$1,086,120.90
OET	\$25,503.73
Public Safety Comm System	\$70,880.73
Highway Audits, as Follows:	
Weights and Measures	\$259.42
Road	\$2,292.54
Machinery	\$55,739.25
Capital Road & Bridge	\$711,207.34
Capital Solid Waste	\$265.60
Solid Waste/Landfill	\$136,488.14

The resolution was seconded by Mr. Hynes and adopted by the following vote: Ayes 4628, Noes 0, Absent 171 (Axtell).

Mr. Spaccaforno recalled Local Law Intro. No. 1 entitled: *Board of Supervisors of the County of Delaware Repealing the Wireless Communications Surcharge Authorized by Article Six of the County Law of the State of New York; and Imposing the Wireless Communications Surcharges Pursuant to the Authority of Tax Law § 186-g.*

The Local Law was seconded by Mr. Merrill and adopted by the following vote: Ayes 4628, Noes 0, Absent 171 (Axtell).

Upon a motion, the meeting was adjourned at 4:45 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

OCTOBER 11, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, October 11, 2017 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 Tina B. Molé presiding.

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

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 noted that all communications received have been referred to their respective committees for review.

Chairman Molé introduced and welcomed New York State Assemblyman Brian Miller representing the 101st Assembly District.

Assemblyman Miller said the 101st District is comprised of parts of Delaware, Herkimer, Oneida, Orange, Otsego, Ulster and Sullivan Counties. The Delaware County portion includes the Towns of Andes, Bovina, Davenport, Delhi, Hamden, and Meredith. He explained that the size of the District makes it difficult to address regional issues and to travel between counties and towns. To accommodate for this, the Mohawk Valley Nine was formed to represent the Counties of Herkimer, Madison and Oneida. The model has proven successful and he is working to form a similar bipartisan coalition of state legislators to represent this region of his Assembly District. Assemblyman Miller encouraged communication saying that he can only represent his District successfully if he is aware of the issues facing his constituents.

Chairman Molé thanked Assemblyman Miller for taking time to visit Delaware County and attend our Board of Supervisors meeting.

Chairman Molé granted privilege of the floor to Commissioner of Social Services Dana Scuderi-Hunter who introduced Lacey Finkle as Employee of the Month.

Mrs. Finkle began her employment at the Department of Social Services in 2006 as a typist. In 2013, she was promoted to senior typist. In her current position, she manages the support staff in the Programs area.

Commissioner Scuderi-Hunter stated that Mrs. Finkle exhibits the knowledge, skills, and abilities to allow her to perform supportive work accurately and with minimal supervision. She is reliable, dependable and very resourceful as she continues to find ways to increase efficiency, reduce costs and effectively support residents in our community. Mrs. Finkle's positive can do attitude contributes significantly to an encouraging work environment for staff and the community residents the Agency serves.

Commissioner Scuderi-Hunter shared that this recognition is very timely, as Mrs. Finkle would soon be relocating out of state with her family. Mrs. Finkle will be greatly missed at the Agency and would be happily welcomed back should her life journey return her to Delaware County.

Commissioner Scuderi-Hunter presented Mrs. Finkle with a \$50.00 check. Chairman Molé presented her with the Certificate of Employee of the Month, thanked her for her dedicated service and wished her and her family much success in their new endeavor.

Chairman Molé granted Mr. Hynes request to withdraw Resolution No. 171 entitled *Recognition of Dennis Hill for Service to Delaware County Agencies*, as Mr. Hill was unable to

attend this meeting. Mr. Hynes noted that the resolution would be reintroduced at a future Board of Supervisors meeting.

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

RESOLUTION NO. 172

**TITLE: 2017 BUDGET AMENDMENT
STATE HOMELAND SECURITY PROGRAM
DEPARTMENT OF EMERGENCY SERVICES**

WHEREAS, Delaware County applied for and has been awarded grant funding under the State Homeland Security Program from the New York State Division of Homeland Security and Emergency Services (WM2017 SHSP); and

WHEREAS, this grant was awarded in the amount of \$99,971.00 for the purpose of purchasing Utility Task Vehicle for the Department of Emergency Services.

NOW, THEREFORE, BE IT RESOLVED that the Department of Emergency Services be authorized to accept this grant funding as described above and the 2017 Budget be amended as follows:

INCREASE REVENUE:

10-13640-43398900/3640055/911 State Homeland Security \$99,971.00

INCREASE APPROPRIATION:

10-13640-52200001/3640055/911 Equipment Grant \$99,971.00

The resolution is seconded by Mr. Haynes and Mr. Spaccaforno.

Director of Emergency Services Steve Hood explained in answer to Mr. Marshfield, that the funding is a shared grant between the Sheriff’s Office and Department of Emergency Services. He described a utility terrain vehicle as an enhanced all-terrain vehicle, noting the model is an ARGO; it has eight wheels and when outfitted with tracks will drive like a bulldozer making it possible to access the County’s emergency communication towers during the winter season.

The resolution was adopted by the following vote: Ayes 4102, Noes 0, Absent 697 (Rowe, Davis).

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

RESOLUTION NO. 173

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

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 is authorized to sell by trade-in, on-line auction or for scrap the following items:

<u>Vehicle No.</u>	<u>Description</u>	<u>VIN No.</u>
BOE/383	2006 Chevy Express Van	1GAGG25UI661237265

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

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

RESOLUTION NO. 174

**TITLE: BOND RESOLUTION DATED OCTOBER 11, 2017
A RESOLUTION AUTHORIZING THE CONSTRUCTION OF
EMERGENCY COMMUNICATIONS TOWERS IN AND FOR THE
COUNTY OF DELAWARE, NEW YORK, AT A MAXIMUM
ESTIMATED COST OF \$6,000,000, AND AUTHORIZING THE
ISSUANCE OF \$6,000,000 BONDS OF SAID COUNTY
TO PAY THE COST THEREOF**

WHEREAS, all proceedings required under the State Environmental Quality Review Act have been satisfied and it is now desired to authorize the financing of the capital project described below;

NOW, THEREFORE, BE IT RESOLVED by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Supervisors of the County of Delaware, New York, as follows:

Section 1. The construction of emergency communications towers in and for the County of Delaware, New York, including the acquisition of equipment, site improvements and incidental costs and improvements, is hereby authorized at a maximum estimated cost of \$6,000,000.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$6,000,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said County of Delaware, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the County Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the County Treasurer shall deem best for the interests of the County.

Section 7. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies

are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper, together with a notice of the Clerk of the Board of Supervisors in substantially the form provided in Section 81.00 of the Local Finance Law.

The resolution was seconded by Mr. Gladstone.

Mr. Hood stated in answer to Mr. Eisel, that the amount to be bonded is the maximum estimated cost to complete construction of the emergency communications towers. He further stated that grant opportunities would still be available to the County and any grants received would be used to offset future maintenance costs.

The resolution was adopted by the following vote: Ayes 4102, Noes 0, Absent 697 (Rowe, Davis).

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

RESOLUTION NO. 175

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 workdays 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>ELECTED OFFICIALS:</u>	<u>Name</u>	<u>Standard Work Day (hrs/day)</u>	<u>Term Begin-End</u>	<u>Employer Rec. of Time Worked (Y/N)</u>	<u>Days Per Month Based on Record of Activities</u>
Commissioner of Elections – Republican	Maria Kelso	6	4/26/17-12/31/17	Y	12.22

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

Mr. Ellis introduced Local Law Intro. Nos. 2 through 14, which were seconded by Mr. Eisel.

LOCAL LAW INTRO. NO. 2

TITLE: SALARY INCREASE DIRECTOR OF EMERGENCY SERVICES

Section 1. The salary of Stephen Hood, Director of Emergency Services shall be sixty thousand, nine hundred sixteen dollars [\$60,916] per annum effective January 1, 2018.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions

of Section 24 of the Municipal Home Rule Law.

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

LOCAL LAW INTRO. NO. 3

TITLE: SALARY INCREASE DIRECTOR OF INFORMATION TECHNOLOGY

Section 1. The salary of Joseph deMauro, Director of Information Technology shall be eighty-one thousand, seven hundred eleven dollars [\$81,711] per annum effective January 1, 2018.

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

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

LOCAL LAW INTRO. NO. 4

TITLE: SALARY INCREASE DIRECTOR REAL PROPERTY TAX SERVICES II

Section 1. The salary of Michael Sabansky, Director of Real Property Tax Services II shall be sixty-three thousand, six hundred twenty-five dollars [\$63,625] per annum effective January 1, 2018.

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

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

LOCAL LAW INTRO. NO. 5

TITLE: SALARY INCREASE COMMISSIONER OF PUBLIC WORKS

Section 1. The salary of Wayne Reynolds, Commissioner of Public Works shall be ninety-six, thousand, one hundred sixty-seven dollars [\$96,167] per annum effective January 1, 2018.

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

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

LOCAL LAW INTRO. NO. 6

TITLE: SALARY INCREASE ELECTION COMMISSIONER

Section 1. The salary of Judith Garrison, Election Commissioner shall be twenty-three thousand, one hundred forty-two dollars [\$23,142] per annum effective January 1, 2018.

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

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

LOCAL LAW INTRO. NO. 7

TITLE: SALARY INCREASE COMMISSIONER OF SOCIAL SERVICES

Section 1. The salary of Dana Scuderi-Hunter, Commissioner of Social Services shall be ninety-two thousand, four hundred thirty-nine dollars [\$92,439] per annum effective January 1, 2018.

Section 2. This Local Law shall be subject to permissive referendum according to the provisions

of Section 24 of the Municipal Home Rule Law.

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

LOCAL LAW INTRO. NO. 8

TITLE: SALARY INCREASE PUBLIC HEALTH DIRECTOR

Section 1. The salary of Amanda Walsh, Public Health Director shall be eighty-five thousand, five hundred eighty-seven dollars [\$85,587] per annum effective January 1, 2018.

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

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

LOCAL LAW INTRO. NO. 9

TITLE: SALARY INCREASE COUNTY PLANNING DIRECTOR

Section 1. The salary of Shelly Johnson-Bennett, County Planning Director shall be seventy-five thousand, five hundred nineteen dollars [\$75,519] per annum effective January 1, 2018.

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

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

LOCAL LAW INTRO. NO. 10

TITLE: SALARY INCREASE DIRECTOR OFFICE FOR THE AGING

Section 1. The salary of Wayne Shepard, Director Office for the Aging shall be seventy-one thousand, six hundred thirty-seven dollars [\$71,637] per annum effective January 1, 2018.

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

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

LOCAL LAW INTRO. NO. 11

TITLE: SALARY INCREASE DIRECTOR VETERANS SERVICE AGENCY

Section 1. The salary of Charles Piper, Director Veterans Service Agency shall be forty six thousand two hundred seventy-five dollars [\$46,275] per annum effective January 1, 2018.

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

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

LOCAL LAW INTRO. NO. 12

TITLE: SALARY INCREASE PERSONNEL OFFICER

Section 1. The salary of Linda Pinner, Personnel Officer shall be sixty-six thousand, six hundred seventy-six dollars [\$66,676] per annum effective January 1, 2018.

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

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

LOCAL LAW INTRO. NO. 13

TITLE: SALARY INCREASE DISTRICT ATTORNEY

Section 1. The salary of John Hubbard, District Attorney shall be one hundred eighty-three thousand, three hundred fifty dollars [\$183,350] per annum effective April 1, 2016.

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

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

LOCAL LAW INTRO. NO. 14

TITLE: SALARY INCREASE ACTING COUNTY CLERK

Section 1. The salary of Debra Goodrich, Acting County Clerk shall be sixty-four thousand, two hundred ninety-two dollars [\$64,292] per annum effective November 1, 2016.

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

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

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

RESOLUTION NO. 176

**TITLE: PUBLIC HEARING
LOCAL LAW INTRO. NOS. 2 THROUGH 14 OF 2017**

WHEREAS, Local Laws Intro. Nos. 2 through 14 have been introduced to increase the salaries of:

Non-Elected: Stephen Hood, Director of Emergency Services, Joseph deMauro, Director of Information Technology, Michael Sabansky, Director of Real Property Tax Services II, Wayne Reynolds, Commissioner of Public Works, Judith Garrison, Election Commissioner, Dana Scuderi-Hunter, Commissioner of Social Services, Amanda Walsh, Public Health Director, Shelly Johnson-Bennett, County Planning Director, Wayne Shepard, Director Office for the Aging, Charles Piper, Director Veterans' Services Agency, Linda Pinner, Personnel Officer,

Elected: John Hubbard, District Attorney, Debra Goodrich, Acting County Clerk.

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held on Local Law Intro Nos. 2 through 14 on the 25th day of October 2017 at 12:45 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York.

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

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

RESOLUTION NO. 177

**TITLE: RATIFICATION OF BAGS LANDFILL
BUDGET FOR 2018**

BE IT RESOLVED that the 2018 budget for the BAGS Landfill in the total amount of \$11,294.00 with \$1,820.35 the apportioned cost to the Town of Sidney be ratified as presented.

The resolution was seconded by Mr. Eisel.

In response to Chairman Molé, Mr. Pigford explained that this is a yearly resolution requiring approval by the Board of Supervisors. The Town of Sidney utilized the landfill located just outside of Delaware County. The landfill is no longer used; however, the six townships that utilized the landfill agreed to participate in the maintenance.

The resolution was adopted by the following vote: Ayes 4102, Noes 0, Absent 697 (Rowe, Davis).

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

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

RESOLUTION NO. 178

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$2,709,153.94 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	\$620,560.05
CAP 97 Main	608,936.78
OET	\$10,460.22
Public Safety Comm System	\$0.00
Highway Audits, as Follows:	
Weights and Measures	\$63.55
Landfill	\$22,112.28
Road	\$3,810.67
Machinery	\$58,457.00
Capital Road & Bridge	\$1,384,753.39
Capital Solid Waste	\$0.00

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4102, Noes 0, Absent 697 (Rowe, Davis).

Upon a motion, the meeting was adjourned at 1:25 p.m.

PUBLIC HEARING

DELAWARE COUNTY BOARD OF SUPERVISORS

LOCAL LAW INTRO. NOS. 2 THROUGH 14 of 2017

OCTOBER 25, 2017

The Delaware County Board of Supervisors held a Public Hearing concerning proposed Salaries Delaware County Officers, Local Law Intro. Nos. 2 through 14 of 2017 in the Board of Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York at 12:45 p.m. on Wednesday, October 25, 2017 Chairman Tina B. Molé presiding.

Chairman Molé called the hearing to order.

The Clerk read the Notice of Hearing:

NOTICE OF PUBLIC HEARING

**LOCAL LAWS INTRO. NOS. 2 THROUGH 14 of 2017
SALARIES DELAWARE COUNTY OFFICERS**

Notice is hereby given that a public hearing will be held by the Delaware County Board of Supervisors on Wednesday, October 25, 2017 at 12:45 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, concerning proposed Local Laws as follows:

Introductory No. 2 to set the salary of Stephen Hood, Director of Emergency Services at \$60,916 per annum; No. 3 to set the salary of Joseph deMauro, Director of Information Technology at \$81,711 per annum; No. 4 to set the salary of Michael Sabansky, Director of Real Property Tax Services II at \$63,625 per annum; No. 5 to set the salary of Wayne Reynolds, Commissioner of Public Works at \$96,167 per annum; No. 6 to set the salary of Judith Garrison, Election Commissioner at \$23,142 per annum; No. 7 to set the salary of Dana Scuderi-Hunter, Commissioner of Social Services at \$92,439 per annum; No. 8 to set the salary of Amanda Walsh, Director of Public Health Services at \$85,587 per annum; No. 9 to set the salary of Shelly Johnson-Bennett, Director of County Planning at \$75,519 per annum; No. 10 to set the salary of Wayne Shepard, Director of Office for the Aging at \$71,637 per annum; No. 11 to set the salary of Charles Piper, Director of Veterans Service Agency at \$46,275 per annum; No. 12 to set the salary of Linda Pinner, Personnel Officer at \$66,676 per annum; No. 13 to set the salary of John Hubbard, District Attorney at \$183,350 per annum; No. 14 to set the salary of Debra Goodrich, Acting County Clerk at \$64,292 per annum.

All persons interested in speaking concerning the proposed local laws will be heard at the aforementioned time and place. Disabled citizens who require assistance in attending said public hearing or in furnishing comments or suggestions should contact the Clerk of the Board to request assistance at (607) 832-5110.

Dated: October 18, 2017

Christa M. Schafer
Clerk of the Board
Delaware County Board of Supervisors

Chairman Molé stated that a sign-in sheet is being passed around and asked that anyone wishing to speak to please stand and state their name and town they reside in.

Manly Shults of the Town of Meredith referenced the Union Contract agreement as explained to him and opined that a percentage increase across the board did not seem fair as it is based on an employee's salary. He questioned if there were guidelines used by supervisory committees to determine the merit of an increase and if the County was obligated to provide the elected official with the state mandated salary.

In response to questions and unrelated issues raised by Mr. Shults, Chairman Molé

suggested speaking directly with the Department Head and or the department's oversight committee.

In response to Mr. Marshfield, Mrs. Pinner advised that the cost of living adjustment (COLA) increase this year is \$1,200 for full-time employees and \$600 for part-time employees across the board. Additionally, there may be supplemental increases such as longevity and steps.

Since no one else wished to speak, Chairman Molé declared the hearing adjourned at 1:00 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

OCTOBER 25, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, October 25, 2017 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 Tina B. Molé presiding.

The Clerk called the roll and all Supervisors were present except Mr. Eisel, Mr. Pigford, Mr. Spaccaforno and Mr. Layton.

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé granted privilege of the floor to Mr. Hynes. Mr. Hynes introduced Planning Director Shelly Johnson-Bennett and Commissioner of Watershed Affairs Dean Frazier to give an update on the County's response to the New York City draft update report entitled: *New York City Watershed Land Acquisition Program – 2017 Town Level Assessments*.

Commissioner Frazier referenced Resolution No. 185 entitled: *Resolution in Support of Delaware County Response to the NYC Watershed Land Acquisition Program 2017 Town Level Assessments* that will be introduced later in the meeting. The resolution supports the contents of the County's report and its proposal to move forward in developing a more effective and sustainable alternative to the current Land Acquisition Program (LAP).

He advised that as part of the 2010 Water Supply Permit, the NYC DEP did an Environmental Impact Study (EIS) to determine whether its LAP was having any significant negative impact on local communities. As part of the EIS, NYC projected the amount of land they could potentially acquire or offer easements on in each watershed town and calculated what they thought to be developable land within those towns. The EIS concluded that their acquisitions and easements would not significantly reduce the amount of land available for development in the watershed towns.

Director Johnson-Bennett called the Supervisors' attention to the booklet saying that the County undertook its own assessments and documented its results in the booklet placed on each Supervisor's desk entitled: *NYC Land Acquisition Town Level Assessment 2017*.

She explained that the County's assessment was identical to the NYC DEP's in some portions, such as removing floodplains and steep slopes from consideration of developable land and areas where the County went further by addressing the day-to-day reality for local municipalities, such as high median home prices, aging population, and constrained infrastructure. The result is an all-inclusive assessment of the difficulties faced by watershed communities and the role that the LAP plays in affecting the sustainability of those communities.

The report includes a position paper entitled: *Beyond Land Acquisition: A proposal for a more focused, effective program*. The proposal offers an alternative to the LAP that would only affect stream, wetland and spring buffers. In municipalities that choose to participate in this program, as opposed to remaining in the standard LAP, the buffers would be subject to short-term, renewable leases instead of permanent acquisition and/or easements and landowners would be compensated throughout the lease term. In this way, water quality can continue to be protected without adversely affecting the sustainability of watershed communities.

Director Johnson-Bennett asked that the Supervisors review their town buildout and contact the Planning Department with any questions or concerns.

Chairman Molé thanked Commissioner Frazier and Director Johnson-Bennett for the update.

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

RESOLUTION NO. 179

**TITLE: FOUR-DAY WORK WEEK
SHERIFF'S OFFICE**

WHEREAS, by Resolution No. 289 of October 27, 1999, the Board of Supervisors approved an agreement with CSEA, Local 1000 AFSCME, AFL-CIO regarding a four-day work week for cooks employed by the Sheriff's Office; and

WHEREAS, said agreement provides for an annual vote by employees assigned to a four-day work week and the Board in order to continue the four-day work week in the following year; and

WHEREAS, the Sheriff's Office employees participating in the four-day work week have voted in favor of continuing the four-day work week; and

WHEREAS, the Sheriff and the Public Safety Committee recommend that the four-day work week continue through 2018.

NOW, THEREFORE, BE IT RESOLVED that continuation of said four-day work week until December 31, 2018, is hereby approved.

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

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

RESOLUTION NO. 180

**TITLE: PUBLIC HEARING
AGRICULTURAL DISTRICT NO. 12
PLANNING DEPARTMENT**

WHEREAS, the Delaware County Agricultural and Farmland Protection Board has presented recommendations for the renewal of Agricultural District No. 12 located in the Towns of Deposit, Masonville, Sidney, Tompkins, and Walton;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held on Agricultural District No. 12 on Wednesday November 8, 2017 at 12:45 p.m. in the Board of Supervisors' Room of the County Office Building, 111 Main Street, Delhi.

The resolution was seconded by Mr. Ellis.

Mr. Valente noted that on each Supervisor's desk is an explanation of agricultural districting provided by Chief Planner Kent Manuel.

Chairman Molé said the public hearing on Agricultural District No. 12 will be held on Wednesday November 8, 2017 at 12:45 p.m. prior to the Board meeting.

The resolution was unanimously adopted.

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

RESOLUTION NO. 181

**TITLE: CONTINUITY OF TAX DATA RECEIVED FROM ASSESSORS
REAL PROPERTY TAX SERVICES**

WHEREAS, the Delaware County Real Property Tax Services Office (RPTS) provides services to the taxing entities of Delaware County. These taxing entities include the towns, villages, school districts and special districts contained within Delaware County; and

WHEREAS, it is the obligation of the RPTS to maintain the main file for all tax rolls and provide any and all services to the taxing entities to achieve this obligation; and

WHEREAS, the assessors of said taxing entities must submit all property data information to the RPTS and the data must be submitted by the deadlines set forth by the RPTS; and

WHEREAS, it is necessary that all assessors in Delaware County must provide RPTS with their data in a form and into a system to be determined by RPTS. Failure to use the required system and provide the property data as outlined above, will result in a penalty to be determined by the Delaware County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED effective immediately, all assessors of said taxing entities within Delaware County shall provide the RPTS with their property data in a form and into a system to be determined by RPTS in an effort to promote continuity, system integrity, data classification, security and efficiency for the taxpayers of Delaware County.

The resolution was seconded by Mr. Marshfield.

Mr. Valente stated that as the operations of the County become more computerized policies like this are required in order to function properly.

Mr. Gregory agreed adding that this is a very important function and continuity and system integrity is essential.

In answer to Mr. Taggart, Director of Real Property Tax Services Mike Sabansky said that the state provides the deadlines.

The resolution was unanimously adopted.

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

RESOLUTION NO. 182

TITLE: RESOLUTION SUPPORTING NEW YORK STATE FUNDING FOR THE FULL IMPLEMENTATION OF THE BELLEAYRE MOUNTAIN SKI CENTER UNIT MANAGEMENT PLAN DEPARTMENT OF ECONOMIC DEVELOPMENT

WHEREAS, the Delaware County Board of Supervisors recognizes recreational tourism as a major economic driver for the regional economy; and

WHEREAS, the Belleayre Mountain Ski Center (Belleayre) is a major economic driver for many of our communities, not just within Middletown but throughout Delaware County; and

WHEREAS, Belleayre is operated by the Olympic Regional Development Authority (ORDA), which also operates multiple recreational facilities throughout New York State including Gore and Whiteface Mountains located in the Adirondacks; and

WHEREAS, New York State has recognized the necessity for upgrades and improvements at Belleayre as outlined in the Unit Management Plan (UMP) and approved by the State in 2015; and

WHEREAS, Governor Cuomo highlighted the importance of said improvements in a public announcement on December 13, 2015; and

WHEREAS, long-needed upgrades, repairs and expansions to the existing equipment,

infrastructure water and electric services, trail development and lodges at Belleayre, as defined in the UMP, have been hampered for years due to the lack of capital funding; and

WHEREAS, the Governor has reiterated in several statements and visits to our region, his understanding of the importance of Belleayre on the Central Catskills economy, and potential impact on the tourism and winter-sports economy across New York State; and

WHEREAS, the 2017 budget took a step in the right direction by earmarking \$8,000,000 as an initial step to address the long-standing funding shortfall.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors formally requests the Governor continue his commitment to crucial economic development in the oversight of the 2018-19 New York State Budget proposal by providing capital funding for implementation of the Belleayre Mountain Ski Center Unit Management Plan; and

BE IT FURTHER RESOLVED that the Delaware County Board of Supervisors further requests that the full amount of funding required for the multi-year capital improvement plan embodied in the UMP be allocated within the 2018-19 New York State Budget in order to ensure the effective execution of the plan; and

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors shall forward certified copies of this resolution to Governor Andrew M. Cuomo, Assistant Secretary Brendan Hughes, Senator James Seward, Senator John Bonacic, and Assemblyman Peter Lopez.

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

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

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

RESOLUTION NO. 183

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the amount appropriated for health insurance is in need of funding in the Solid Waste Budget for 2017; and

WHEREAS, there will be insufficient funds to pay the bills for November and December.

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

FROM:

22-18160-54535000	Professional Services	\$25,000.00
-------------------	-----------------------	-------------

TO:

22-18160-58600000	Hospital & Medical Insurance	\$25,000.00
-------------------	------------------------------	-------------

The resolution was seconded by Mr. Haynes and adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaforno, Pigford, Layton).

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

RESOLUTION NO. 184

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

DEPARTMENT OF SOCIAL SERVICES

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;

NOW, THEREFORE, BE IT RESOLVED that the Department of Social Services is authorized to sell by trade-in, on-line auction or for scrap the following items:

<u>Vehicle No.</u>	<u>Description</u>	<u>Serial No./VIN No.</u>
DSS 374	2005 Chevy Malibu	1G1ND52F15M231698

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

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

RESOLUTION NO. 185

TITLE: RESOLUTION IN SUPPORT OF DELAWARE COUNTY RESPONSE TO THE NYC WATERSHED LAND ACQUISITION PROGRAM 2017 TOWN LEVEL ASSESSMENTS PLANNING DEPARTMENT

WHEREAS, the 1997 MOA acknowledges that the purpose of the New York City Department of Environmental Protection (NYC) Land Acquisition Program is to protect water quality, while also clearly stating that this should be done while enabling communities to be sustainable and grow responsibly; and

WHEREAS, during negotiations of the 2017 Filtration Avoidance Determination (FAD), NYC agreed to review the town-level assessments completed as part of the 2010 Water Supply Permit Environmental Impact Statement regarding the Land Acquisition Program; and

WHEREAS, NYC released a draft update report in April, entitled “New York City Watershed Land Acquisition Program – 2017 Town Level Assessments.”; and

WHEREAS, Delaware County, as well as other West-of-Hudson Counties with support from the Coalition of Watershed Towns and financial support from the Catskill Watershed Corporation, has conducted an evaluation and response to NYC’s updated town level assessments, entitled “New York Land Acquisition Town Level Assessment 2017: Delaware County Evaluation and Response” (County Response); and

WHEREAS, the County Response illustrates that future development is severely limited in each of the watershed towns due to numerous documented factors, demonstrates that the amount of developable land remaining is very small and represents no risk to the NYC water supply, and indicates that the current Land Acquisition Program poses additional limitations on the continued sustainability of watershed towns and villages; and

WHEREAS, the County Response includes a build-out analysis of remaining vacant land which indicates that if every developable acre were developed, the percentage of impervious surface coverage would remain very low; and

WHEREAS, the Land Acquisition Program has the potential to negatively impact the sustainability and resilience of Delaware County municipalities unless significant changes are made to its implementation and the types of land that it targets; and

WHEREAS, Delaware County and other West-of-Hudson partners agree with an alternative program concept that will refocus the NYC Land Acquisition Program on riparian areas such as floodplains, wetlands, and source waters where landowners are incentivized to participate in a voluntary lease of buffer lands to NYC for a specific renewable timeframe; and

WHEREAS, the County Response, as outlined in the proposed 2017 FAD, is required to be submitted by October 31, 2017.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors supports the submission of the “New York Land Acquisition Town Level Assessment 2017: Delaware County Evaluation and Response,” and a supporting position paper entitled, “Beyond Land Acquisition: A proposal for a more focused, effective program,” which outlines the proposed alternative to the Land Acquisition Program.

BE IT FURTHER RESOLVED that this resolution be sent to New York Governor Cuomo, US Congressman John Faso, NYS Senators, Bonacic, Seward and Akshar; NYS Assemblymen Crouch and Miller, EPA Region 2 Director Peter D. Lopez, NYS DEC Commissioner Basil Seggos, NYC DEP Commissioner Vincent Sapienza and NYSDOH Commissioner Howard A. Zucker, M.D., J.D.

The resolution was seconded by Mr. Ellis.

Mr. Gregory shared that the Town of Walton strongly disagrees with the decision reached by New York City (NYC) in their 2017 report. The Town has asked that NYC place a permanent moratorium on the LAP and instead use those funds for flood mitigation efforts in towns throughout the County.

Mr. Davis shared that the Town of Middletown also disagrees with the decision and has pursued the support of our senators and congressional representatives to immediately put an end the LAP. Additionally, the Town has asked that NYC be required to come to the table to negotiate with watershed towns instead of pursuing tax litigation against the watershed communities.

Chairman Molé thanked Director Johnson-Bennett, Commissioner Frazier and staff for their work in responding to NYC DEP.

The resolution was unanimously adopted.

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

RESOLUTION NO. 186

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$1,512,371.38 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	\$803,163.41
CAP 97 Main	7,529.27
OET	\$14,601.19
Public Safety Comm System	\$71,694.30
Highway Audits, as Follows:	
Weights and Measures	\$150.88
Landfill	\$112,573.54
Road	\$1,524.79
Machinery	\$59,097.60
Capital Road & Bridge	\$426,998.40
Capital Solid Waste	\$15,038.00

The resolution was seconded by Mr. Gladstone and adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaferno, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 2 to set the 2018 salary of Stephen Hood, Director of Emergency Services at \$60,916. The local law was seconded by Mr. Axtell and

adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaforo, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 3 to set the 2018 salary of Joseph de Mauro, Director of Information Technology at \$81,711. The local law was seconded by Mr. Merrill and adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaforo, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 4 to set the 2018 salary of Michael Sabansky, Director of Real Property Tax Services II at \$63,625. The local law was seconded by Mr. Marshfield and adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaforo, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 5 to set the 2018 salary of Wayne Reynolds, Commissioner of Public Works at \$96,167. The local law was seconded by Mr. Gladstone and Mr. Rowe and adopted by the following vote: Ayes 3295, Noes 512 (Tuthill), Absent 992 (Eisel, Spaccaforo, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 6 to set the 2018 salary of Judith Garrison, Election Commissioner at \$23,142. The local law was seconded by Mr. Hynes and adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaforo, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 7 to set the 2018 salary of Dana Scuderi-Hunter, Commissioner of Social Services at \$92,439. The local law was seconded by Mr. Marshfield and adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaforo, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 8 to set the 2018 salary of Amanda Walsh, Public Health Director at \$85,587. The local law was seconded by Mr. Merrill and adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaforo, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 9 to set the 2018 salary of Shelly Johnson-Bennett, County Planning Director at \$75,519. The local law was seconded by Mr. Hynes and adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaforo, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 10 to set the 2018 salary of Wayne Shepard, Director Office for the Aging at \$71,637. The local law was seconded by Mr. Marshfield and adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaforo, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 11 to set the 2018 salary of Charles Piper, Director Veterans' Services Agency at \$46,275. The local law was seconded by Mr. Marshfield and adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaforo, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 12 to set the 2018 salary of Linda Pinner, Personnel Officer at \$66,676. The local law was seconded by Mr. Gladstone and adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaforo, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 13 to set the annual salary effective April 1, 2016 of John Hubbard, District Attorney at \$183,350. The Local Law was seconded by Mr. Davis.

Mr. Valente noted that he would not support a mandated salary by the state and would be voting against this Local Law.

The Local Law was adopted by the following vote: Ayes 3510, Noes 297 (Valente), Absent 992 (Eisel, Spaccaforo, Pigford, Layton).

Mr. Ellis recalled Local Law Intro. No. 14 to set the annual salary effective November 1, 2016 of Debra Goodrich, Acting County Clerk at \$64,292. The local law was seconded by Mr.

Davis and adopted by the following vote: Ayes 3807, Noes 0, Absent 992 (Eisel, Spaccaformo, Pigford, Layton).

Chairman Molé appointed Matt Gray to the Delaware County Planning Board.

Upon a motion, the meeting was adjourned at 1:45 p.m.

PUBLIC HEARING

DELAWARE COUNTY BOARD OF SUPERVISORS

EIGHT-YEAR REVIEW OF AGRICULTURAL DISTRICT NO. 12

NOVEMBER 8, 2017

The Delaware County Board of Supervisors held a Public Hearing concerning the eight-year review of Agricultural District No. 12 in the Board of Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York at 12:45 p.m. on Wednesday, November 8, 2017 Chairman Tina B. Molé presiding.

Chairman Molé called the hearing to order.

The Clerk read the Notice of Hearing:

**NOTICE OF PUBLIC HEARING
EIGHT-YEAR REVIEW OF AGRICULTURAL DISTRICT NO. 12**

PLEASE TAKE NOTICE, that the Delaware County Board of Supervisors will hold a Public Hearing Wednesday, November 8, 2017 at 12:45 p.m. in the Board of Supervisors Room of the County Office Building, 111 Main Street, Delhi, NY, concerning the eight-year review of Agricultural District No. 12, located in the Towns of Deposit, Masonville, Sidney, Tompkins and Walton. This hearing shall be held to consider the requests and recommendations of the County Agricultural Farmland Protection Board on the following modifications to Agricultural District 12.

Agricultural District 12 after the 2017 eight-year review:

Town of Deposit

District before 2017 review	7476.6
District 12 after modifications	8659.7

Town of Masonville

District before 2017 review	9548.1
District 12 after modifications	9748.9

Town of Sidney

District before 2017 review	6620.4
District 12 after modifications	6681.5

Town of Tompkins

District before 2017 review	3733.9
District 12 after modifications	3855.0

Town of Walton

District before 2017 review	3757.3
District 12 after modifications	3969.7

A map and list of properties is available for inspection in the office of the Clerk of the Board of Supervisors at 111 Main Street in Delhi, NY. All persons desiring to comment on any Agricultural District inclusions shall be heard at the aforementioned time and place. Disabled citizens who require assistance in attending said public hearing or in furnishing comments or suggestions should contact the Clerk of the Board at (607) 832-5110.

Dated: November 1, 2017

Christa M. Schafer
Clerk of the Board
Delaware County Board of Supervisors

Chairman Molé stated that a sign-in sheet is being passed around and asked that anyone wishing to speak to please stand and state their name and town they reside in.

Since no one wished to speak, Chairman Molé declared the hearing adjourned at 12:50 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

NOVEMBER 8, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, November 8, 2017 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 Tina B. Molé presiding.

The Clerk called the roll and all Supervisors were present.

Mr. Marshfield offered the invocation.

Chairman Molé moved the meeting across the street to the Courthouse Square for the Pledge and Dedication Ceremony.

Veterans Service Director Charles Piper led the Board in the Pledge of Allegiance to the Flag. The Delaware Academy Treble Choir, a group of 21 students in grades six through twelve, sang the National Anthem led by their Music Director, Kimberly Collison.

Mr. Piper welcomed everyone and introduced Nam Knights Founder of the Southern Tier Chapter Bud Gibson, Chapter President of the Nam Knights Southern Tier Chapter Mike Allen and the 11 members of the group in attendance.

Mr. Allen shared that the Nam Knights are a motorcycle group of Veterans and Law Enforcement people whose mission is "to honor the memory of American Veterans and Police Officers who have lost their lives in the line of duty, to assist Veterans and Police Officers in their time of need and to promote community awareness through sponsorship and participation in various fundraising events."

Mr. Allen, on behalf of the Southern Tier Chapter members, presented the County with a commemorative bluestone bench donated in honor of our veterans and the outstanding community that supports them.

Mr. Piper thanked the Nam Knights for the bench and thanked Building and Grounds Superintendent Pete Montgomery and his staff for their hard work in prepping the bench foundation.

Chairman Molé thanked the Nam Knights for this very generous and beautiful commemorative bench adorned with the seal of each branch of military service that will serve as a reminder of those who have paid the ultimate price in the protection of our freedom.

Following the dedication ceremony, the Supervisors returned to the Board of Supervisors Room for the continuation of the meeting.

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé granted privilege of the floor to Commissioner of Social Services Dana Scuderi-Hunter who introduced Keith Weaver as Employee of the Month.

Mr. Weaver began his employment at the Department of Social Services in 2005 as a Caseworker. In June of 2015, he was promoted to Senior Caseworker II in the Child Protective Services Unit.

Commissioner Scuderi-Hunter said that the qualities that make Mr. Weaver exceptional are his principles, his integrity and his belief that all people have the ability to improve their circumstances. Mr. Weaver is a positive force among his co-workers and clients in the often difficult and challenging circumstances faced by the department. Mr. Weaver believes that

protecting children and helping families restore themselves to effective parenting is the most important part of what he does. His level of dedication and passion is evident in his day-to-day work ethic and are the reasons for his success in all that he accomplishes.

Commissioner Scuderi-Hunter presented Mr. Weaver with a \$50.00 check. Chairman Molé presented him with the Certificate of Employee of the Month and thanked him for his dedicated service.

Mr. Weaver thanked Commissioner Scuderi-Hunter and the Board of Supervisors for his recognition of honor. He shared a few of his thoughts; “You cannot judge your success by the success of your clients. “Being responsible for the coffee is the most important and underappreciated job in the County.” “Child welfare cannot be confined to a 9 to 5 work day and barring an emergency don’t leave the office on Friday until you have your paperwork done.”

Chairman Molé granted privilege of the floor to Sam Rowe who introduced Solid Waste Director Susan McIntyre.

Ms. McIntyre referenced two handouts placed on each Supervisor’s desk.

The handout entitled *Delaware County safe drop off sites for syringes and sharps – Household Sharps Disposal Program* is a public safety initiative of the Delaware County Solid Waste Management Center and the medical community around the county and state.

The handout entitled *TRASH 2 CASH* invites the public to a Solid Waste Management Center Open House sponsored by Delaware County and the Delaware County Chamber of Commerce on Sunday, November 18 from 10 a.m. to noon at the Solid Waste Management Center & Compost Facility in Walton. All are welcome.

She noted that the Department of Public Works – Solid Waste Division received its Letter of Approvability allowing them to issue the Draft Delaware County Solid Waste Management Plan – 2018-2027 for public comment. Towns and villages will receive a hard copy of the Plan by mail and an electronic version will be posted to the County’s website located at <http://www.co.delaware.ny.us>, select Departments, Solid Waste Management Center & Compost Facility.

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

RESOLUTION NO. 187

TITLE: CHANGE ORDER NO. 1 OF PROPOSAL NO. 32-17 DEPARTMENT OF PUBLIC WORKS

WHEREAS, Resolution 100 of 2017 authorized the award of Proposal No. 32-17, Replacement of Bridge No. 216, BIN 3370900, Swart Street over Bull Run, Village of Margaretville to R. DeVincentis Construction, Inc., One Brick Avenue, Binghamton, NY 13901 for the bid amount of \$731,000.00; and

WHEREAS, the construction work is complete and the final quantities have been calculated and agreed upon between the County and the contractor.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 1 for Proposal No. 32-17 adjusting the final quantities and resulting in a reduction of \$29,933.48 which reduces the total contract price from \$731,000.00 to \$701,066.52

The resolution was seconded by Mr. Haynes and adopted by the following vote: Ayes 4799, Noes, Absent 0.

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

RESOLUTION NO. 188

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; and

WHEREAS, the Department has to clean out existing shop on Page Avenue in preparation of moving out of the shop by winter; and

WHEREAS, there is years' worth of accumulation of old parts, tires, furniture, tools and small hand operated equipment that is no longer of any use to the Department.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is authorized to sell by on-line auction or for scrap, items approved by the Public Works Committee.

The resolution was seconded by Mr. Haynes.

In answer to Mr. Marshfield, Mr. Rowe said the department is inventorying many years' worth of a variety of items. The disposal process will be in accordance with the County's disposition requirements.

The resolution was unanimously adopted.

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

RESOLUTION NO. 189

**TITLE: AUTHORIZATION OF FOUR-DAY WORK WEEK
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 55 of 1993, as modified, authorizes a four ten-hour-per-day work week in the Public Works Department which is subject to annual approval by the County and Public Works employees;

NOW, THEREFORE, BE IT RESOLVED that subject to approval of the Public Works employees, four-day work schedules for 2018 are hereby approved in the Public Works Department as follows:

- 1.) January 1, 2018 to March 24, 2018: Bridge Crews only.
- 2.) March 25, 2018 to October 20, 2018: All Public Works employees, except those employees specifically excluded from the four-day work week by agreement with the union, i.e. landfill employees, certain engineering staff, etc.
- 3.) November 18, 2018 to December 31, 2018: Bridge Crews only.

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

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

RESOLUTION NO. 190

TITLE: ADOPTION OF STATE ADVISORY EQUALIZATION RATES

BE IT RESOLVED that the following State Equalization Rates be adopted for the apportionment of the 2018 County Tax Levy pursuant to Title 2 of Article 8 of the Real Property Tax Law:

ANDES	100.00
BOVINA	23.50

COLCHESTER	3.04
DAVENPORT	75.25
DELHI	60.00
DEPOSIT	4.05
FRANKLIN	99.00
HAMDEN	18.00
HANCOCK	12.49
HARPERSFIELD	28.50
KORTRIGHT	100.00
MASONVILLE	100.00
MEREDITH	100.00
MIDDLETOWN	101.00
ROXBURY	100.00
SIDNEY	85.50
STAMFORD	26.40
TOMPKINS	3.93
WALTON	100.00

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

Mr. Rowe withdrew Resolution No. 191 entitled: *Authorization to Enter into an Option for Land Purchase*. He explained the presentation prepared for this meeting was based on the known asking price of the Bishop property. Since the time of submission, there has been a change in the asking price and there was insufficient time to update the presentation. A resolution and presentation will be offered at a future meeting.

Mr. Marshfield suggested the DPW Committee reconsider a hybrid solution using the existing site and the next most suitable site.

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

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

RESOLUTION NO. 192

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,609,676.83 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	\$555,945.79
CAP 97 Main	12,107.85
OET	\$16,028.02
Public Safety Comm System	\$170,196.61
Highway Audits, as Follows:	
Weights and Measures	\$16.23

Landfill	\$21,916.89
Road	\$2,149.71
Machinery	\$41,720.14
Capital Road & Bridge	\$788,321.48
Capital Solid Waste	\$1,274.11

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

Budget Director Art Merrill presented the Tentative 2018 Budget. He thanked the members of the Finance Committee and Clerk of the Board Christa Schafer and her department for their commitment and dedication to the preparation of this budget.

He shared that the change in the tax levy from 2017 is 1.4623 percent which is under the tax cap. He pointed out that the total appropriations of \$99,648,438 are \$3 million less than two years ago.

Chairman Molé thanked Budget Director Merrill and the Finance Committee for their hard work that went into the budget process. She also noted with appreciation the willingness of the Department Heads to work with the Finance Committee. Supervisors were asked to review the budget for the next meeting.

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

RESOLUTION NO. 193

**TITLE: PUBLIC HEARING
2018 TENTATIVE BUDGET**

BE IT RESOLVED that the budget, with the changes discussed, be adopted as the Tentative 2018 Delaware County Budget and a public hearing be held on the 21st day of November, 2017 at 12:45 p.m. in the Supervisors' Room of the County Office Building, 111 Main Street, Delhi, New York.

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

Upon a motion, the meeting was adjourned at 1:45 p.m.

PUBLIC HEARING
DELAWARE COUNTY BOARD OF SUPERVISORS
2018 TENTATIVE BUDGET
NOVEMBER 21, 2017

The Delaware County Board of Supervisors held a Public Hearing concerning the 2018 Tentative Budget in the Board of Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York at 12:45 p.m. on Tuesday, November 21, 2017 Chairman Tina B. Molé presiding.

Chairman Molé called the hearing to order.

The Clerk read the Notice of Hearing

NOTICE OF PUBLIC HEARING
DELAWARE COUNTY 2018 TENTATIVE BUDGET

PLEASE TAKE NOTICE that the Delaware County Board of Supervisors will hold a public hearing on Tuesday, November 21, 2017 at 12:45 p.m. in the Board of Supervisors Room at the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, on the proposed budget for 2018.

Pursuant to Section 359 of the County Law, the maximum salaries that may be fixed and payable during said fiscal year to members of the Board of Supervisors and the Chairman thereof, respectively, are hereby specified as follows:

18 members of the Board of Supervisors (each)	\$12,709
1 Chairman of the Board of Supervisors	\$48,622

All citizens are invited to attend and provide the Board of Supervisors with oral or written comments and to ask questions concerning the proposed budget. Copies of the proposed budget are available in the office of the Clerk of the Board of Supervisors at 111 Main Street, Delhi, New York during office hours. Disabled citizens who require assistance in attending said public hearing or in furnishing comments or suggestions should contact the Clerk of the Board at (607) 832-5110.

Dated: November 15, 2017

Christa M. Schafer
Clerk of the Board
Delaware County Board of Supervisors

Chairman Molé stated that a sign-in sheet is being passed around and asked that anyone wishing to speak to please stand and state their name and town they reside in.

As no one wished to speak, Chairman Molé declared the hearing adjourned at 12:50 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

NOVEMBER 21, 2017

The regular meeting of the Delaware County Board of Supervisors was held Tuesday, November 21, 2017 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 Tina B. Molé presiding.

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

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

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

RESOLUTION NO. 194

**TITLE: 2017 BUDGET AMENDMENT
ACCEPTANCE OF 2017 BULLETPROOF VEST PARTNERSHIP GRANT
SHERIFF'S OFFICE**

WHEREAS, Delaware County is the recipient of a grant awarded by the US Department of Justice and administered by the Bulletproof Vest Partnership ("BVP") in an amount not to exceed \$2,187.47; and

WHEREAS, the grant to be administered by the Delaware County Sheriff's Office, was awarded for the specific purpose of reimbursing Delaware County 50% of the cost of purchasing Bullet Proof Vests at a price not to exceed \$2,187.47 during the period commencing on April 1, 2017 and ending on August 31, 2019, unless extended;

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUES:

10-13110-44432000/3110055/907	Federal Crime Control	\$2,187.47
-------------------------------	-----------------------	------------

INCREASE APPROPRIATIONS:

10-13110-52200001/3110055/907	Equipment Grant-Bulletproof Vests	\$2,187.47
-------------------------------	-----------------------------------	------------

The resolution was seconded by Mr. Spaccaferno and adopted by the following vote: Ayes 4477, Noes 0, Absent 322 (Rowe).

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

RESOLUTION NO. 195

**TITLE: 2017 BUDGET AMENDMENT
ACCEPTANCE OF GRANT FUNDING FOR TAI CHI FOR ARTHRITIS PROJECT
OFFICE FOR THE AGING**

WHEREAS, the Office for the Aging has been granted \$7,000.00 from the Rural Health Alliance to expand the agency's existing Tai Chi for Arthritis program for the county's older population; and

WHEREAS, this funding will be used to engage in activities to support health promotion and stay healthy wellness programs

NOW, THEREFORE, BE IT RESOLVED that the 2017 Budget be amended as follows:

INCREASE REVENUES:

10-16772-42270602/6772049/977	Grant from Nonprofit	\$7,000.00
-------------------------------	----------------------	------------

INCREASE APPROPRIATIONS:

10-16772-54327000/6772049/977	Contracted Services	\$4,090.00
10-16772-54327625/6772049/977	Travel	\$2,910.00

The resolution was seconded by Mr. Spaccaformo and adopted by the following vote: Ayes 4477, Noes 0, Absent 322 (Rowe).

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

RESOLUTION NO. 196

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, the net sum of \$77,111.02 received from the hotel occupancy tax activity during 2016 was set aside and placed into Restricted Fund Balance as of 12/31/2016 for the purpose of promotion and development of tourism industry in Delaware County; and

WHEREAS, Resolution No. 120 of 2017 authorized an agreement with the Delaware County Local Development Corporation for the execution and administration of approved contracts to the recipients of occupancy tax funds; and

WHEREAS, the Delaware County Local Development Corporation is in need of reimbursement for payments made to approved contractors.

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

FROM:

10-00000-34899000	Restricted Fund Balance–Hotel Occupancy Tax	\$77,111.02
-------------------	---	-------------

TO:

10-16410-54614000	Tourism Development Promotion	\$77,111.02
-------------------	-------------------------------	-------------

The resolution was seconded by Mr. Taggart.

Mr. Triolo explained that the County entered into an agreement with the Delaware County Local Development Corporation for the purpose of executing contracts and distributing funds collected from the hotel occupancy tax to recipients of approved projects. This resolution is authorizing reimbursement for payments made.

In answer to Mr. Spaccaformo, Mr. Triolo said “net sum” references the deduction of 10 percent from the gross sum paid to the County Treasurer for the department’s administrative services.

The resolution was adopted by the following vote: Ayes 4477, Noes 0, Absent 322 (Rowe).

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

RESOLUTION NO. 197

**TITLE: AUTHORIZATION FOR DISPOSITION OF PERSONAL
PROPERTY NO LONGER NECESSARY FOR PUBLIC USE
DEPARTMENT OF ECONOMIC DEVELOPMENT**

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 is authorized to sell by trade-in, on-line auction or for scrap the following items:

<u>Vehicle No.</u>	<u>Description</u>	<u>Vehicle Identification No.</u>
46	2006 Jeep Liberty	1J4GL48K06W217325

The resolution was seconded by Mr. Eisel and Mr. Davis and unanimously adopted.

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

RESOLUTION NO. 198

**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 trade-in, on-line auction or for scrap the following items:

<u>Vehicle No.</u>	<u>Description</u>	<u>Vehicle Identification No.</u>
813	2002 Ford Pickup	1FTSF31LX2ED12141
583	2007 Dodge Minivan	1D4GP25R17B228541

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

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

RESOLUTION NO. 199

**TITLE: CHANGE ORDER NO. 1 AND NO. 2 OF PROPOSAL NO. 31-17
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 53 of 2017 authorized the award of Proposal No. 31-17, “Replacement of County Route 26 Bridge over Telford Hollow Brook, PIN 9753.00, BIN 3351950, Town of Colchester” to Sullivan County Paving & Construction Inc. 420 Bernas Road, Cohecton, NY 12726 for the bid amount of \$1,987,598.51; and

WHEREAS, due to a software setup error, Item 402.378903, 37.5MM F9 Base Course Hot Mix Asphalt will be removed from the contract and Item 402.258903, 25MM F9 Base Course Hot Mix Asphalt, 80 Series Compaction be added at no additional cost; and

WHEREAS, due to lack of availability, Item 605.101, Underdrain Filter, Type II will be removed from the contract at a reduction in cost of \$2,000; and

WHEREAS, due to field conditions and NYSDOT requirements, Items 567.60, Armorless Bridge Joint System; 418.7603 Asphalt Pavement Joint Adhesive; and 605.0901 Underdrain Filter, Type 1 will be added to the Contract at a combined cost of \$16,638.28; and

WHEREAS, due to the above referenced changes, Item 697.03, Field Change Payment will be reduced by \$14,638.28 to a contract amount of \$103,361.72; and

WHEREAS, the Contractor was unable to complete the project by the contract completion date.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is

herewith authorized to execute Change Order No. 1 for Proposal No. 31-17 adjusting the contract quantities and items as referenced above at no change to the contract total cost of \$1,987,598.51; and

BE IT FURTHER RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 2 for Proposal No. 31-17 extending the Contract completion date until June 30, 2018 at no change in the Contract Amount of \$1,987,598.51.

The resolution was seconded by Mr. Valente.

In answer to Mr. Eisel, Commissioner of Public Works Wayne Reynolds said the approach to the bridge is twice the original length and the bridge spans 60 feet.

Mr. Merrill said the he is very pleased with the results, adding it is a huge improvement.

The resolution was seconded by Mr. Valente and adopted by the following vote: Ayes 4477, Noes 0, Absent 322 (Rowe).

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

RESOLUTION NO. 200

TITLE: YEAR-END ACCOUNTING MODIFICATIONS TO THE 2017 BUDGET DEPARTMENT OF FISCAL AFFAIRS

WHEREAS, there are many bookkeeping entries that are needed to close out the books for 2017; 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 presented to the Board of Supervisors upon completion of the annual report.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors authorizes the Department of Fiscal Affairs to make the necessary adjustments to the 2017 Budget and to file a written report to the Finance Committee before the books for 2017 are actually closed.

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

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

Mr. Merrill offered the following resolutions and moved its adoption:

RESOLUTION NO. 201

TITLE: SALE OF TAX ACQUIRED PROPERTY

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.

	WAL13TX.016
	<u>JOSEPH CHRISTOVAO IV AND HOLLY HUNTER</u>
<u>ASSESSED TO:</u>	<u>CHRISTOVAO</u>
TOWN OF:	125601:WALTON
TAX MAP NO:	273.7-7-26
SCHOOL DISTRICT:	125601:WALTON
ACREAGE:	154.00'F x 205.60'D: 0.80A ACRES
CONVEYED TO:	VILLAGE OF WALTON PO BOX 29 WALTON NY 13856
CASH CONSIDERATION:	\$5,000.00

TAX DEFICIT: \$42,730.58

The resolution was seconded by Mr. Gladstone and adopted by the following vote: Ayes 4477, Noes 0, Absent 322 (Rowe).

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

RESOLUTION NO. 202

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,165,114.54 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	\$521,052.74
CAP 97 Main	58,564.13
OET	\$14,204.20
Public Safety Comm System	\$0.00
Highway Audits, as Follows:	
Weights and Measures	\$229.93
Landfill	\$49,201.73
Road	\$67,140.76
Machinery	\$247,285.16
Capital Road & Bridge	204,387.39
Capital Solid Waste	\$3,048.50

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4477, Noes 0, Absent 322 (Rowe).

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

RESOLUTION NO. 203

**TITLE: RECOGNITION OF DENNIS HILL
FOR SERVICE TO DELAWARE COUNTY AGENCIES
PLANNING DEPARTMENT**

WHEREAS, the Delaware County Agriculture Districting Advisory Committee was formed in 1973 to develop and oversee the management of the first county agricultural districts; and

WHEREAS, the Delaware County Agriculture Districting Advisory Committee was reorganized as the Agricultural Farmland Protection Board in 1993, as per New York State Agriculture and Markets Law; and

WHEREAS, the Delaware County Board of Supervisors appoints volunteers to the eleven member board of which Dennis Hill, of the Town of Harpersfield, has served since his appointment in January 1993; and

WHEREAS, he served Delaware County as the Town of Harpersfield Supervisor during 1987; and

WHEREAS, he is a prominent and well respected member of the agricultural community serving as a member of the Soil and Water Conservation District Board for 31 years of which he has been Chairman since 2002; and

WHEREAS, he has worked tirelessly to support the agricultural community, representing agricultural interests in Delaware County through the development of watershed programs that support farmland protection while also preserving water quality initiatives within

the New York City Watershed; and

WHEREAS, he has served the County with fairness, conviction and a genuine desire to make Delaware County a place for future generations to enjoy and be proud of;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors recognizes and thanks Dennis Hill for 31 years of public service to Delaware County.

The resolution was seconded by Mr. Eisel.

Chairman Molé introduced Delaware County Soil and Water Conservation District Executive Director (DCSWCD) Larry Underwood, Stream Program Coordinator Graydon Dutcher and Assistant to the Executive Director Rick Weidenbach for further recognition of Mr. Hill.

Mr. Underwood introduced Dennis Hill and shared that his resignation was accepted with regret. He pointed out with appreciation that in addition to all Mr. Hill has been credited with he was for many years an advocate for farmers and landowners located in the New York City watershed.

On behalf of the DCSWCD staff, Mr. Underwood presented Mr. Hill with a plaque of appreciation for 31 years of dedicated service and thanked him for his years of leadership, guidance and support.

Mr. Dutcher shared that Mr. Hill's leadership style enabled his staff to be visionaries and decision makers in the development of watershed programs. On October 18, 2017, the DCSWCD received statewide recognition for its innovative program delivery in Delaware County. The award, presented by the New York Association of Conservation Districts, recognizes a Soil and Water Conservation District that protects county and state soil and water resources while helping to build sustainable communities.

Mr. Weidenbach referenced back to the day in August 1990 when Jeff Ryan from the New York City Department of Environmental Protection dropped off 108 pages of rules and regulations to which Mr. Hill said we could fight it or form a partnership. Today, under the leadership of Mr. Hill, the DCSWCD has 23 full-time employees working on programs primarily paid for by New York City and designed to meet the needs of local land users for conservation of soil and water related resources.

Mr. Eisel expressed his appreciation for Mr. Hill's leadership in the Town of Harpersfield and for all he has done for the County.

The resolution was unanimously adopted.

Chairman Molé, on behalf of the Board of Supervisors, thanked Mr. Hill for his 31 years of service.

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

RESOLUTION NO. 204

TITLE: ADOPTION OF 2018 DELAWARE COUNTY BUDGET

WHEREAS, the Tentative Budget for the year 2018 has been presented to the Board by the Budget Officer and duly discussed and a public hearing having been held thereon as required by law;

NOW, THEREFORE, BE IT RESOLVED that pursuant to §360 of the County Law, the Tentative Budget, as amended, for 2018 be adopted.

The resolution was seconded by Mr. Marshfield.

Budget Director Art Merrill thanked all involved in the budget process. The willingness of everyone to work towards a budget that meets the county's needs and stayed within the state mandated tax cap was very much appreciated.

Mr. Eisel noted that this year the state was more realistic of the costs involved in doing business and that was helpful to the budget process. He thanked the Finance Committee for doing a great job.

The resolution was adopted by the following vote: Ayes 4477, Noes 0, Absent 322 (Rowe).

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

RESOLUTION NO. 205

TITLE: APPROPRIATION RESOLUTION

WHEREAS, this Board by Resolution No. 204, dated November 21, 2017 adopted a budget for the fiscal year 2018;

RESOLVED that the several amounts specified in the column, "Adopted" be and hereby are appropriated for the objects and purposes specified effective January 1, 2018.

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4477, Noes 0, Absent 322 (Rowe).

Chairman Molé reminded Supervisors of the private tour scheduled at the Delhi Rehabilitation and Nursing Center following the meeting.

Upon a motion, the meeting was adjourned at 1:30 p.m.

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

DECEMBER 13, 2017

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, December 13, 2017 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 Tina B. Molé presiding.

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

Mr. Marshfield offered the invocation.

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

The minutes of the previous meeting were accepted as presented.

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

Chairman Molé granted privilege of the floor to Director of Veterans Service Agency Charles Piper who introduced John Tromblee as Employee of the Month.

Mr. Tromblee began his employment at the Veterans Service Agency in 2015 as a bus driver hired to transport eligible veterans to designated locations.

Mr. Piper noted that Mr. Tromblee quickly became more than a driver who picks up and drops off passengers, he goes beyond normal expectations to ensure his passengers are cared for. He regularly takes the time to talk with and listen to his passengers and has become a friend to the many veterans using this service. Mr. Tromblee is an outstanding individual who genuinely desires to assist his passengers.

Mr. Piper presented Mr. Tromblee with a \$50.00 check. Chairman Molé presented him with the Certificate of Employee of the Month and thanked him for his dedicated service.

Mr. Tromblee thanked Mr. Piper for his recognition and said that he enjoys being part of the good work offered by the Veterans Service Agency.

Chairman Molé granted privilege of the floor to Mr. Pigford who introduced Director of Public Health Amanda Walsh to discuss Resolution No. 222 entitled: *Delaware County Complete Streets Policy* that will be called up later in the meeting.

Ms. Walsh gave a PowerPoint presentation entitled: *Delaware County Complete Streets*. She explained that the Complete Streets Program is designed to build livable communities for people of all ages by creating safe streets and roadways for its users. The premise behind Complete Streets is that any time a municipality considers the development of a new street or roadway, or the redesign or maintenance to an existing street or roadway it be mindful of the safety of all users, pedestrians, bicyclists and motor vehicles. The Complete Streets Program is part of the Public Health Prevention Agenda Priority Area of Preventing Chronic Diseases with a Goal of creating community environments that promote and support healthy eating and physical activity. Complete Streets is one of the projects chosen to address the high rates of obesity and chronic disease in Delaware County.

She noted that the Departments of Public Health, Economic Development, Planning, and Public Works along with the County's local health organizations and hospitals are working together to build a community where it is safe and easy for people of all ages to be physically active every day. To date, the Towns of Colchester, Davenport, Delhi, Middletown and the Villages of Delhi, Franklin, Sidney and Walton are currently participating in Complete Streets.

Ms. Walsh shared that the adoption of Resolution No. 222 will ensure consistency in the design and operation of infrastructure across municipal boundaries.

In response to Mr. Marshfield, Mr. Davis shared that because the Town of Middletown is a Complete Streets Community the New York State Department of Transportation (NYDOT) contacted them several months in advance of their project to discuss concerns the town might have in that area. As a result, the NYSDOT incorporated a solution to a drainage issue the town was experiencing.

Commissioner of Public Wayne Reynolds explained in response to Mr. Marshfield, that the policy would require the County, prior to implementing its plan, to take into consideration the plans of the local municipality to determine if it is economically feasible to make the proposed modifications.

Mr. Merrill commented in response to Mr. Marshfield that the Town of Colchester develops its local plan upon review of areas within the municipality that would benefit from the concept of Complete Streets.

Mr. Gregory shared that the Town of Walton has not adopted a Complete Streets Policy however, the Village of Walton has. Recently, the town contacted the NYSDOT seeking an expansion of crosswalks and additional parking spaces in the village. The fact that the village is a Complete Streets Community grabbed their attention and a meeting has been set with the NYSDOT, the village mayor and himself.

Ms. Walsh noted that Supervisors could contact the Department of Public Health if they desire a sample resolution for the adoption of a Complete Street Policy.

Chairman Molé thanked Ms. Walsh for an informative presentation.

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

RESOLUTION NO. 206

**TITLE: 2018 BUDGET AMENDMENT
DESIGNATION OF DELAWARE COUNTY AS LOCAL SPONSOR FOR
SNOWMOBILE GRANT
PLANNING DEPARTMENT**

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation has made funds available to develop and/or maintain snowmobile trails in New York State; and

WHEREAS, applications for grants for such development and/or maintenance of snowmobile trails require a local government sponsor; and

WHEREAS, the Hamden Hill Ridge Riders, the Otego Snow-Goers, the Delaware Valley Ridge Riders, the Central Catskill Trail Association, Big Valley Trail Breakers, Maywood Snowriders, Delaware Otsego Chenango Snowriders and the D & D Snowdiggers have applied for said funds for the development and/or maintenance of snowmobile trails in Delaware County.

NOW, THEREFORE, BE IT RESOLVED that Delaware County is hereby declared as the Local Sponsor for this application under the New York State Office of Parks, Recreation and Historic Preservation Snowmobile Grant Program; and

BE IT FURTHER RESOLVED that the Planning Department budget be amended to receive and dispense these moneys in compliance with the requirements of the Preservation Snowmobile Trails Grant Program as follows:

INCREASE REVENUES:

10-17989-43388900/7989001/908	State Otr Culture & Recreation	\$101,041.00
-------------------------------	--------------------------------	--------------

INCREASE APPROPRIATIONS:

10-17989-54555000/7989001/908	Recreation Snowmobile Grant	\$101,041.00
-------------------------------	-----------------------------	--------------

The resolution was seconded by Mr. Ellis and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Spaccaforo).

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

RESOLUTION NO. 207

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
BOARD OF ELECTIONS**

WHEREAS, the Board of Elections needs to replace the department's van which is no longer road worthy and funding is needed in order to purchase a replacement.

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

FROM:

10-11450-54180080	Communications	\$800.00
10-11450-54245000	Dues and Memberships	\$320.00
10-11450-54420300	Maintenance Agreements	\$140.00
10-11450-54520000	Postage	\$1,000.00
10-11450-54530000	Printing Services	\$7,000.00
10-11450-54595100	Supplies Election	\$3,500.00
10-11450-54625000	Travel	\$2,000.00
10-11990-54900000	Contingency	\$10,940.00

TO:

10-11450-52200000	Equipment	\$25,700.00
-------------------	-----------	-------------

The resolution was seconded by Mr. Merrill and Mr. Eisel and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Spaccaforo).

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

RESOLUTION NO. 208

**TITLE: 2017 BUDGET AMENDMENT
DEPARTMENT OF EMERGENCY SERVICES E911**

WHEREAS, the Emergency Services Department applied for and was awarded a grant from New York State's 2016-2017 Public Safety Answering Points Operations Grant Program (2016-2017 PSAP) which allows for State support to counties for eligible public safety call taking and dispatching expenses; and

WHEREAS, the grant was awarded in the amount of \$162,103.00 to allow for dispatcher salaries and PSAP equipment maintenance and approved by the Board of Supervisors via Resolution No. 98 of 2017; and

WHEREAS, the need for additional PSAP equipment has risen and funding from within this grant has been approved by New York State for reallocation.

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

FROM:

10-13020-54327415/3020002/911	Grant Maintenance & Repair	\$28,312.00
-------------------------------	----------------------------	-------------

TO:

10-13020-52200001/3020002/911	Grant Equipment	\$28,312.00
-------------------------------	-----------------	-------------

The resolution was seconded by Mr. Davis.

In answer to Chairman Molé, Director of Emergency Services Steve Hood explained the grant provided enough funds to cover dispatcher salaries and the department was able to pay for the maintenance contracts out of the budget leaving enough to transfer to equipment to purchase much needed PSAP equipment.

The resolution was adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Spaccaferno).

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

RESOLUTION NO. 209

**TITLE: 2017 BUDGET AMENDMENT
TRANSFER OF FUNDS
VETERANS SERVICE AGENCY**

WHEREAS, funds are needed to complete the purchase of a replacement copier that has been deemed beyond repair by the Oce Imagistics Equipment Company; and

WHEREAS, the cost was an unexpected expense and requires transference of \$5,122.00 to complete the purchase.

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

FROM:

10-16510-54262010	Emergency Services	\$5,122.00
-------------------	--------------------	------------

TO:

10-16510-52200000	Equipment	\$5,122.00
-------------------	-----------	------------

The resolution was seconded by Mr. Hynes and adopted by the following: Ayes 4667, Noes 0, Absent 132 (Spaccaferno).

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

RESOLUTION NO. 210

**TITLE: PETTY CASH FUND
SHERIFF'S OFFICE**

WHEREAS, Resolution No. 2 of 1957 established a petty cash fund for the Sheriff's Office and Resolution No. 113 of 1988 increased the petty cash fund; and

WHEREAS, the department does not have a need for the petty cash fund;

THEREFORE, BE IT RESOLVED that Resolution No. 2 of 1957 and Resolution No. 113 of 1988 are hereby rescinded.

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

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

RESOLUTION NO. 211

**TITLE: AUTHORIZATION FOR DISPOSITION OF PERSONAL
PROPERTY NO LONGER NECESSARY FOR PUBLIC USE
DEPARTMENT OF SOCIAL SERVICES**

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;

NOW, THEREFORE, BE IT RESOLVED that the Department of Social Services is authorized to sell by trade-in, on-line auction or for scrap the following items:

<u>Vehicle No.</u>	<u>Description</u>	<u>Vehicle Identification No.</u>
DSS 407	2010 Ford Fusion	3FAHP0GA8AR110217

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

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

RESOLUTION NO. 212

**TITLE: CHANGE ORDER NO. 1 OF PROPOSAL NO. 35-17
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 147 of 2017 authorized the award of Proposal No. 35-17, Purchase of Combination Jet/Vacuum Machine to GapVax, Inc., 575 Central Ave., Johnstown, PA 15902 for the bid amount of \$475,775; and

WHEREAS, the contractor has begun the construction of the machine and there were several details that needed to be addressed; and

WHEREAS, DPW Management has been to the factory and discussed these details with the contractor; and

WHEREAS, it was determined that the following changes needed to be made: Change No. 1, Relocate 30" toolbox mounting location to driver side. Change No. 2, Install the nozzle rack in the bumper mounted tool box on driver side. Change No. 3, Eliminate the splash pan on the rear bumper. (The specification required both the splash pan and the pipe rack. It is physically impossible to have both so one of them had to be eliminated. The pipe rack was more important to the County than the splash pan so the splash pan was eliminated.) Change No. 4, Paint the body (body only) Red- Paint Code N.A. 707750/EFT 41155. Paint parts, boom, and front hose reel black. Cab shall be factory white. Change No. 5, Add an access hatch onto hood for easily checking fluid levels. Change No. 6, Black GapVax Logos. Change No. 7, Tube clamps shall be flat flange. Change No. 8, Water tank drain to be mounted on an angle so that a hose can be connected. Change No. 9, Toolbox to be mounted over rear wheels on driver's side and tube tray to be mounted over rear wheels on passenger side; and

WHEREAS, the changes made are of no cost to the County.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 1 for Proposal No. 35-17 that will finalize the details of the machine and allow the contractor to proceed with construction.

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

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

RESOLUTION NO. 213

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

WHEREAS, Resolution No. 79 of 2017 authorized the Chairman of the Board to enter into an agreement with NYS DOT for the preliminary engineering and design phase of a Federal Aid and State project to paint three County bridges; and

WHEREAS, Resolution No. 80 of 2017 authorized the Department of Public Works to award McFarland Johnson Engineers a contract for the preliminary engineering and design phase of the project for a maximum amount payable of \$39,822; and

WHEREAS, McFarland Johnson has completed the preliminary engineering and design plans and the project is ready to go to bid; and

WHEREAS, DPW anticipates that the County will receive a supplemental agreement from the NYS DOT for the construction phase of the project; and

WHEREAS, DPW has negotiated with McFarland Johnson Engineers for the construction inspection phase of the project.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Department of Public Works is authorized to make award to McFarland Johnson Engineers, 49 Court Street, Binghamton, NY 13902 for construction phase services for the project.

Proposal Fee: Maximum Amount Payable \$56,779.00

The resolution was seconded by Mr. Valente.

Chairman Molé granted Mr. Rowe's request to abstain from voting on this resolution as he is employed by the New York State Department of Transportation.

The resolution was adopted by the following vote: Ayes 4345, Noes 0, Absent 132 (Spaccaferno), Abstain 322 (Rowe).

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

RESOLUTION NO. 214

TITLE: AUTHORIZATION TO SELL COUNTY PROPERTY TO NEW YORK STATE FOR STATE HIGHWAY PURPOSES DEPARTMENT OF PUBLIC WORKS

WHEREAS, New York State Department of Transportation (DOT) is proposing a project to reconstruct a culvert on NYS Route 30 in the Town of Middletown, PIN 9806.80; and

WHEREAS, the project will require the acquisition of a piece of property that is owned by Delaware County; and

WHEREAS, DOT has prepared an acquisition map number 105, parcel number 209 for the property required which indicates that the parcel size is approximately 657 square feet in size; and

WHEREAS, the property has been appraised and an offer of \$2,200 has been made; and

WHEREAS, DOT is currently planning on appropriating the property in December and has proposed an agreement for settling the sale.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board is herewith authorized to enter into agreement with the DOT for the sale of the property for the offered amount; and

BE IT FURTHER RESOLVED that the Chairman is authorized to execute any and all additional documents required to settle the transfer once they have been reviewed and approved by the County Attorney.

The resolution was seconded by Mr. Valente.

Chairman Molé granted Mr. Rowe's request to abstain from voting on this resolution as he is employed by the New York State Department of Transportation.

The resolution was adopted the following vote: Ayes 4345, Noes 0, Absent 132 (Spaccaferno), Abstain 322 (Rowe).

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

RESOLUTION NO. 215

TITLE: AUTHORIZING THE SCHEDULING/PUBLICATION OF A PUBLIC HEARING FOR CLOSEOUT OF THE 2015 DELAWARE COUNTY AGRICULTURAL MICROENTERPRISE PROGRAM NEW YORK STATE OFFICE OF COMMUNITY RENEWAL GRANT ADMINISTRATION COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING DEPARTMENT OF ECONOMIC DEVELOPMENT

WHEREAS, Delaware County was awarded a Microenterprise grant program through the Office of Community Renewal in 2015; and

WHEREAS, Delaware County made the grant funding through this program available to agriculturally based businesses in Delaware County; and

WHEREAS, the grant funding received under the Community Development Block Grant Program has been fully disbursed; and

WHEREAS, the NYS Office of Community Renewal requires that the governing body of the recipient provides opportunities for community engagement and feedback through the hosting of a public hearing to obtain citizen's views; and

WHEREAS, Delaware County will schedule a public hearing on Wednesday, January 24, 2018, at 12:45 p.m. to be held at the Charles D. Cook County Office Building.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Delaware hereby authorizes and directs the Chairman of the Board of Supervisors and the Director of Economic Development to publicize a public hearing to meet the administration requirements of the grant funds.

The resolution was seconded by Mr. Valente and Mr. Davis.

Chairman Molé stated there would be a public hearing on Wednesday, January 24 prior to the Board of Supervisors Meeting.

The resolution was unanimously adopted.

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

RESOLUTION NO. 216

TITLE: APPROVAL OF MODIFICATIONS AND RENEWAL OF AGRICULTURAL DISTRICT NO. 12 PLANNING DEPARTMENT

WHEREAS Delaware County has complied with the eight-year review procedure of Agricultural District No. 12 in the Towns of Deposit, Masonville, Sidney, Tompkins and Walton; and

WHEREAS the Delaware County Board of Supervisors held a Public Hearing on Wednesday, November 08, 2017, for any public comment; and

WHEREAS the Agricultural and Farmland Protection Board and the County Planning Board have reviewed said Districts and have recommended that said Agricultural District No. 12 be renewed with the following modifications:

Town of Deposit

District before 2017 review	7,476.6
District 12 after modifications	8,518.4

Town of Masonville

District before 2017 review	9,548.1
-----------------------------	---------

District 12 after modifications	10,386.7
---------------------------------	----------

Town of Sidney

District before 2017 review	6,620.4
District 12 after modifications	6,733.1

Town of Tompkins

District before 2017 review	3,733.9
District 12 after modifications	3,744.7

Town of Walton

District before 2017 review	3,757.3
District 12 after modifications	3,932.8

Agricultural District 12 after the 2017 8-year review:
33,316.7 representing an overall increase of 2,179.4 acres.

NOW, THEREFORE, BE IT RESOLVED that Agricultural District No. 12 be renewed with the above recommended modifications.

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

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

RESOLUTION NO. 217

**TITLE: EXCEPTION TO RESOLUTION NO. 269-1990
PERSONNEL OFFICE**

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 Personnel Office is experiencing difficulties in recruiting clerks to serve as exam monitors for exams scheduled on Saturdays; 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, 2018 for County employees who are willing to work on a per-hour, as-needed basis in the Personnel Office.

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

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

RESOLUTION NO. 218

**TITLE: EXCEPTION TO RESOLUTION NO. 269-1990
VETERANS SERVICE AGENCY AND OFFICE FOR THE AGING**

WHEREAS, Resolution No. 269 of 1990 prohibits 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 Veterans Service Agency and Office for the Aging are experiencing difficulties in recruiting bus drivers; 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, 2018 for County employees who are willing to work on a per-hour, as-needed basis for Veterans Service Agency and Office for the Aging.

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

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

RESOLUTION NO. 219

TITLE: DIRECT TOWN TAX

BE IT RESOLVED that pursuant to §233a of the County Law, the nineteen towns of the County be and hereby are charged \$117,436.69 for the assessment rolls, field books, tax bills, etc.; and

BE IT FURTHER RESOLVED that the Clerk of the Board of Supervisors be authorized and directed to apportion said sum against the taxable property of the nineteen towns of the County of Delaware and that said sum be incorporated into the County Treasurer's Preliminary Report of charges and credits to the said towns in accordance with the apportionment.

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Spaccaforo).

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

RESOLUTION NO. 220

TITLE: LEVY OF TOWN ACCOUNTS

WHEREAS, there has been presented to the Board of Supervisors the County Treasurer's 2017 Preliminary Report with the following amounts to be charged to the several towns:

<u>TOWN</u>	<u>CHARGES</u>
Andes	\$4,710.97
Bovina	\$3,223.01
Colchester	\$7,202.08
Davenport	\$12,164.64
Delhi	\$16,889.84
Deposit	\$5,707.60
Franklin	\$6,275.84
Hamden	\$3,301.47
Hancock	\$476.32
Harpersfield	\$3,991.19
Kortright	\$3,386.45
Masonville	\$3,037.31
Meredith	\$4,639.45
Middletown	\$10,585.42
Roxbury	\$10,021.54

Sidney	\$17,204.73
Stamford	\$5,823.68
Tompkins	\$3,067.69
Walton	\$11,683.95

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Spaccaforo).

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

RESOLUTION NO. 221

**TITLE: NOTICE OF DETERMINATION OF NON-SIGNIFICANCE – SEQR –
NEGATIVE DECLARATION FOR AND ADOPTION OF THE *FINAL DELAWARE
COUNTY SOLID WASTE MANAGEMENT PLAN 2018-2027* AND LONG-TERM
EXPANSION OF THE SOLID WASTE MANAGEMENT CENTER
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 162 of 2017 authorized the Delaware County Department of Public Works – Solid Waste Division to issue the *Draft Delaware County Solid Waste Management Plan 2018-2027* for public review and comment following receipt of the New York State Department of Environmental Conservation Letter of Approvability, and to additionally seek Lead Agency Status for SEQR review of the solid waste plan; and

WHEREAS, on November 9, 2017 the *Draft Delaware County Solid Waste Management Plan 2018-2027*, accompanying SEQR EAF documents, and Lead Agency status documents were circulated to involved and interested parties for coordinated review of the solid waste plan including the proposed long term expansion of the Solid Waste Management Center; and

WHEREAS, Delaware County encouraged public knowledge and participation in the solid waste planning process through posting the *Draft Delaware County Solid Waste Management Plan 2018-2027* and SEQR EAF documents on the County’s website, additionally distributing the plan and SEQR EAF documents to all Delaware County Towns, Villages, and Libraries, and hosted a public open house at the Solid Waste Management Center during the public comment period; and

WHEREAS, the Delaware County Department of Public Works, Solid Waste Division has received public comments and included responses to substantive comments in the *Final Delaware County Solid Waste Management Plan 2018-2027*.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors has fully considered the environmental impacts of the proposed solid waste management plan including proposed long-term expansion of the Solid Waste Management Center and has determined that the proposed action will not have a significant impact on the environment; and

BE IT FURTHER RESOLVED that the Delaware County Board of Supervisors accept and adopt the *Final Delaware County Solid Waste Management Plan – 2018-2027* and herewith authorizes the Delaware County Department of Public Works – Solid Waste Division with implementation of the programs, projects, and plans as identified in this plan.

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

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

RESOLUTION NO. 222

TITLE: DELAWARE COUNTY COMPLETE STREETS POLICY

WHEREAS, “Complete Streets” are defined as facilities that are “designed and operated to enable safe access for all users—Pedestrians, bicyclists, and motorists. Users of all ages and abilities are able to safely move along and across a complete street”; and

WHEREAS, the County is responsible for planning, funding and constructing projects on the County system that crosses municipal boundaries and a County Complete Streets policy will ensure consistency in the design and operation of new multi-use infrastructure and transportation systems that are suitable to the needs and character of the County’s rural setting; and

WHEREAS, the concept of Complete Streets has been recognized and adopted as policy and law in numerous states, counties, cities and towns across the United States in the interest of improving multi-modal transportation options, safety and accessibility for all users; and

WHEREAS, Delaware County recognizes that Complete Streets can increase the capacity and efficiency of the road network by creating more opportunities for non-motorized transportation, improve rates of physical activity and related health outcomes, improve community livability and economic development, limit harmful emissions produced by motor vehicles, and improve the general quality of life for people living in and visiting the County; and

WHEREAS, Delaware County recognizes that bicycling and walking are important forms of transportation, recreation, and physical activity in the County, thereby contributing to health, fitness and improved quality of life; and

WHEREAS, the Delaware County Departments of Public Health, Planning, Public Works, Economic Development and Town officials have the ability to collaborate to develop Complete Streets implementation strategies that use a multidisciplinary approach to address transportation, economic development, tourism, public health and recreation objectives while protecting and enhancing the community livability, rural character, and natural environment of Delaware County; and

WHEREAS, Delaware County will work cooperatively with municipalities in Delaware County in the development of a complete system of safe, economical and accessible bike and pedestrian facilities connecting residences, businesses, schools and public places; and

WHEREAS, the County will promote bicycling and walking for health, environmental sustainability, exercise, transportation, economic development and recreation; and

WHEREAS, the development of pedestrian, bicycle, transit infrastructure offers long-term cost saving and opportunities to create safe and convenient non-motorized travel; and designing for universal access may assist in qualifying capital projects for additional funding.

NOW, THEREFORE, BE IT RESOLVED that the proposed Complete Streets Policy annexed to this resolution be adopted as the official policy for Delaware County:

DELAWARE COUNTY COMPLETE STREETS POLICY

Designs and practices for complete streets include but are not limited to sidewalks, crosswalks, curb ramps, paved shoulders suitable for biking, designated bike lanes, off-road paths, signage, and traffic calming measures.

Delaware County may make Complete Streets practices a routine part of everyday operations, will approach every transportation project and program as an opportunity to improve County infrastructure for all users and will work in cooperation with other departments, agencies and jurisdictions to achieve Complete Streets.

Delaware County recognizes that roads with low vehicle volumes and slow travel speeds may already safely and efficiently accommodate pedestrians and bicyclists. However, principle county roads that are characterized as having high traffic volumes and high travel speeds and are important for pedestrian and bicycle travel to access and connect to destinations in and among adjacent towns, may be considered for Complete Street treatments.

Complete Streets designs and practices may be provided in new construction, reconstruction and

maintenance projects in the County where the County has jurisdiction, except when the Commissioner of Public Works, with supporting documentation which may be available to the public, demonstrates that one of the following conditions is met:

1. The cost would be excessively disproportionate to the need based on the following factors: population density, land use, projected and current motor vehicle traffic volumes, and projected and current bicycle and pedestrian use; or
2. The existing right-of-way does not allow for sidewalks, paved shoulders, or other improvements.

The resolution was seconded by Mr. Merrill and Mr. Gregory and unanimously adopted.

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

RESOLUTION NO. 223

TITLE: ADOPTION OF THE NEW YORK STATE SOLAR PERMIT PROCESS PLANNING DEPARTMENT

WHEREAS, the New York State Energy Research and Development Authority (“NYSERDA”), together with the New York Power Authority (“NYPA”) and City University of New York (“CUNY”), developed a New York State Unified Solar Permit that reduces the cost for solar projects by streamlining municipal permitting processes;

WHEREAS, the Delaware County Board of Supervisors wants to promote the streamlining of the application process for small-scale photovoltaic system installations by adopting the New York State Unified Solar Permit application form and implementing the new procedures;

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors adopts the New York State Unified Solar Permit and the document titled "Understanding Solar PV Permitting and Inspecting in New York State;" and

RESOLVED that the Delaware County Code Enforcement Officer is hereby directed to use the New York State Unified Solar Permit application form and procedures in issuance of building permits for the installation of small-scale (rated DC capacity of 25 kW or less) solar photovoltaic systems; and

RESOLVED that the fee for solar installations is set by resolution of the Delaware County Board of Supervisors.

The resolution was seconded by Mr. Ellis.

Mr. Gregory noted that the resolution references a document entitled: *Understanding Solar PV Permitting and Inspecting in New York State* that was not provided to the Supervisors and asked if it were possible to table the resolution until the next Board of Supervisors meeting.

Chief Planner Kent Manuel conferring with Delaware County Cooperative Extension Energy Educator & Clean Energy Communities Coordinator Tara Donadio advised that this resolution and Resolution No. 224 are necessary to move the County forward in the Clean Energy grant certification process. The available grants are offered to the Southern Tier Region and are awarded on a first-come, first-serve basis with eligibility based on a selection criteria. The urgency in passing the resolution is the availability of grants.

Mr. Ellis shared that the County would like to achieve the Clean Energy Community status and is desirous of going after one of the large community-based grants. If the County is successful, the funding would be used to solarize the Science Facility and the Rice Dining Center at 4-H Camp Shankitunk to help offset costs at the camp and provide a science camp during the camping season.

Based on the discussion Chairman Molé called for a vote.

The resolution was adopted by the following vote: Ayes 4109, Noes 558 (Gregory), Absent 132 (Spaccaforo).

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

RESOLUTION NO. 224

TITLE: ESTABLISHING ENERGY BENCHMARKING REQUIREMENTS FOR CERTAIN MUNICIPAL BUILDINGS PLANNING DEPARTMENT

WHEREAS, buildings are the single largest user of energy in the State of New York. The poorest performing buildings typically use several times the energy of the highest performing buildings—for the exact same building use; and

WHEREAS, collecting, reporting, and sharing building energy data on a regular basis allows municipal officials and the public to understand the energy performance of municipal buildings relative to similar buildings nationwide, and equipped with this information, Delaware County is able to make smarter, more cost-effective operational and capital investment decisions, reward efficiency, and drive widespread, continuous improvement; and

WHEREAS, the Delaware County Board of Supervisors desires to use Building Energy Benchmarking—a process of measuring a building’s energy use, tracking that use over time, and comparing performance to similar buildings—to promote the public health, safety, and welfare by making available good, actionable information on municipal building energy use to help identify opportunities to cut costs and reduce pollution in Delaware County; and

WHEREAS, the Delaware County Board of Supervisors, desires to establish procedure or guideline for Delaware County staff to conduct such Building Energy Benchmarking; and

NOW, THEREFORE, BE IT RESOLVED and determined that the following specific policies and procedures are hereby adopted;

BUILDING ENERGY BENCHMARKING POLICY/PROCEDURES

§1. DEFINITIONS

(1) “Benchmarking Information” shall mean information generated by Portfolio Manager, as herein defined including descriptive information about the physical building and its operational characteristics.

(2) “Building Energy Benchmarking” shall mean the process of measuring a building’s Energy use, tracking that use over time, and comparing performance to similar buildings.

(3) “Commissioner” shall mean the head of the Department.

(4) “Covered Municipal Building” shall mean a building or facility that is owned or occupied by Delaware County that is 1,000 square feet or larger in size.

(5) “Department” shall mean the Delaware County Planning Department.

(6) “Energy” shall mean electricity, natural gas, steam, hot or chilled water, fuel oil, or other product for use in a building, or renewable on-site electricity generation, for purposes of providing heating, cooling, lighting, water heating, or for powering or fueling other end-uses in the building and related facilities, as reflected in Utility bills or other documentation of actual Energy use.

(7) “Energy Performance Score” shall mean the numeric rating generated by Portfolio Manager that compares the Energy usage of the building to that of similar buildings.

(8) “Energy Use Intensity (EUI)” shall mean the kBtUs (1,000 British Thermal Units) used per

square foot of gross floor area.

(9) “Gross Floor Area” shall mean the total number of enclosed square feet measured between the exterior surfaces of the fixed walls within any structure used or intended for supporting or sheltering any use or occupancy.

(10) “Portfolio Manager” shall mean ENERGY STAR Portfolio Manager, the internet-based tool developed and maintained by the United States Environmental Protection Agency to track and assess the relative Energy performance of buildings nationwide, or successor.

(11) “Utility” shall mean an entity that distributes and sells Energy to Covered Municipal Buildings.

(12) “Weather Normalized Site EUI” shall mean the amount of Energy that would have been used by a property under 30-year average temperatures, accounting for the difference between average temperatures and yearly fluctuations.

§2. APPLICABILITY

(1) This policy is applicable to all Covered Municipal Buildings as defined in Section 2 of this policy.

(2) The Commissioner may exempt a particular Covered Municipal Building from the benchmarking requirement if the Commissioner determines that it has characteristics that make benchmarking impractical.

§3. BENCHMARKING REQUIRED FOR COVERED MUNICIPAL BUILDINGS

(1) No later than May 1, 2018, and no later than May 1 every year thereafter, the Commissioner or his or her designee from the Department shall enter into Portfolio Manager the total Energy consumed by each Covered Municipal Building, along with all other descriptive information required by Portfolio Manager for the previous calendar year.

(2) For new Covered Municipal Buildings that have not accumulated 12 months of Energy use data by the first applicable date following occupancy for inputting Energy use into Portfolio Manager, the Commissioner or his or her designee from the Department shall begin inputting data in the following year.

§4. DISCLOSURE AND PUBLICATION OF BENCHMARKING INFORMATION

(1) The Department shall make available to the public on the internet Benchmarking Information for the previous calendar year:

(a) no later than September 1, 2018 and by September 1 of each year thereafter for Covered Municipal Buildings; and

(2) The Department shall make available to the public on the internet and update at least annually, the following Benchmarking Information:

(a) Summary statistics on Energy consumption for Covered Municipal Buildings derived from aggregation of Benchmarking Information; and

(b) For each Covered Municipal Building individually:

(i) The status of compliance with the requirements of this Policy; and

(ii) The building address, primary use type, and gross floor area; and

(iii) Annual summary statistics, including site EUI, Weather Normalized Source EUI, annual GHG emissions, and an Energy Performance Score where available; and

(iv) A comparison of the annual summary statistics (as required by Section 5(2)(b)(iii) of this Policy) across calendar years for all years since annual reporting under this Policy has been required for said building.

§5. MAINTENANCE OF RECORDS

The Department shall maintain records as necessary for carrying out the purposes of this Policy, including but not limited to Energy bills and other documents received from tenants and/or Utilities. Such records shall be preserved by the Department for a period of three (3) years.

§6. ENFORCEMENT AND ADMINISTRATION

(1) The Commissioner or his or her designee from the Department shall be the Chief Enforcement Officer of this Policy.

(2) The Chief Enforcement Officer of this Policy may promulgate regulations necessary for the administration of the requirements of this Policy.

(3) Within thirty days after each anniversary date of the effective date of this Policy, the Chief Enforcement Officer shall submit a report to the County Board of Supervisors including but not limited to summary statistics on Energy consumption for Covered Municipal Buildings derived from aggregation of Benchmarking Information, a list of all Covered Municipal Buildings identifying each Covered Municipal Building that the Commissioner determined to be exempt from the benchmarking requirement and the reason for the exemption, and the status of compliance with the requirements of this Policy.

§7. EFFECTIVE DATE

This policy shall be effective immediately upon passage.

§8. SEVERABILITY

The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of the aforementioned sections, as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

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

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

RESOLUTION NO. 225

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 3, 2018 at 1:00 p.m. in the Supervisors' Room of the County Office Building, Delhi, New York.

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

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

RESOLUTION NO. 226

TITLE: 2018 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.

Wednesday, January 3, 2018	- 1:00 p.m.	Wednesday, January 24, 2018	- 1:00 p.m.
Wednesday, February 28, 2018	- 1:00 p.m.		
Wednesday, March 14, 2018	- 1:00 p.m.	Wednesday, March 28, 2018	- 1:00 p.m.
Wednesday, April 11, 2018	- 1:00 p.m.	Wednesday, April 25, 2018	- 1:00 p.m.
Wednesday, May 9, 2018	- 1:00 p.m.	Wednesday, May 23, 2018	- 4:00 p.m.

Wednesday, June 27, 2018 - 4:00 p.m.
 Wednesday, July 25, 2018 - 4:00 p.m.
 Wednesday, August 22, 2018 - 4:00 p.m.
 Wednesday, September 26, 2018 - 1:00 p.m.
 Wednesday, October 10, 2018 - 1:00 p.m. Wednesday, October 24, 2018 - 1:00 p.m.
 Wednesday, November 14, 2018 - 1:00 p.m. Wednesday, November 28, 2018 - 1:00 p.m.
 Wednesday, December 12, 2018 - 1:00 p.m.

The resolution was seconded by Mr. Merrill.

Mr. Rowe stated that he would be voting against this resolution as he felt all of the meetings should be scheduled at 4 p.m. He opined that having late afternoon meetings would create less of a burden on working Supervisors and might encourage public attendance.

The resolution was adopted by the following vote: Ayes 4345, Noes 322 (Rowe), Absent 132 (Spaccaforno).

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

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

RESOLUTION NO. 227

TITLE: APPORTIONMENT OF MORTGAGE TAX

WHEREAS, §261 of the Tax Law makes it mandatory to apportion the mortgage tax semi-annually and a report has been received from the recording officer and the County Treasurer for the period ending September 30, 2017.

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer be directed to pay to the several towns and villages of Delaware County the amounts stated below; the same having been apportioned according to the aforementioned §261; and

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

Town	Amount Allocated to Tax District	Amount Apportioned to Town	Amount Apportioned to Village
Andes	\$19,093.08	\$19,093.08	
Bovina	\$16,509.76	\$16,509.76	
Colchester	\$10,374.32	\$10,374.32	
Davenport	\$30,952.24	\$30,952.24	
Delhi	\$33,089.46	\$28,071.69	\$5,017.77
Deposit	\$5,682.70	\$5,301.61	\$381.09
Franklin	\$18,470.26	\$17,675.72	\$794.54
Hamden	\$12,882.08	\$12,882.08	
Hancock	\$12,491.99	\$11,380.84	\$1,111.15

Town	Amount Allocated to Tax District	Amount Apportioned to Town	Amount Apportioned to Village
Harpersfield	\$8,545.05	\$7,653.00	\$892.05
Kortright	\$14,400.37	\$14,400.37	
Masonville	\$10,112.30	\$10,112.30	
Meredith	\$11,939.97	\$11,939.97	
Middletown	\$47,312.81	\$43,165.95 FL	\$1,276.92
		MV	\$2,869.94
Roxbury	\$23,486.38	\$23,486.38	
Sidney	\$20,486.65	\$14,596.24	\$5,890.41
Stamford	\$9,806.20	\$7,584.00 ST	\$892.68
		HO	\$1,329.52
Tompkins	\$3,530.93	\$3,530.93	
Walton	\$25,174.49	\$23,933.18	\$1,241.31
Totals ...	\$334,341.04	\$312,643.66	\$21,697.38

The resolution was seconded by Mr. Gladstone and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Spaccaforno).

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

RESOLUTION NO. 228

TITLE: APPORTIONMENT OF COUNTY SELF INSURANCE BUDGET

RESOLVED that the budget for the County Self Insurance Fund for Workers' Compensation and Volunteer Firemen's Benefits in the total amount of \$1,825,000, as set forth below be accepted as part of the records of this Board.

<u>Participant</u>	<u>Full Value Assessment</u>	<u>Apportioned Amount to Raise</u>
County of Delaware	5,722,944,733	\$855,494.68
<u>Towns</u>		
Andes	439,246,552	\$65,660.79
Bovina	150,646,000	\$22,519.32
Colchester	823,360,362	\$123,080.06
Davenport	203,913,029	\$30,481.95
Delhi	314,535,370	\$47,018.34
Deposit	331,198,938	\$49,509.29
Franklin	194,590,098	\$29,088.31
Hamden	161,416,072	\$24,129.29
Hancock	422,632,378	\$63,177.22

Harpersfield	142,660,333	\$21,325.59
Kortright	158,974,831	\$23,764.36
Masonville	102,298,842	\$15,292.15
Meredith	141,434,561	\$21,142.35
Middletown	708,393,866	\$105,894.29
Roxbury	428,066,912	\$63,989.60
Sidney	268,178,966	\$40,088.75
Stamford	173,315,163	\$25,908.03
Tompkins	186,739,389	\$27,914.75
Walton	371,343,071	\$55,510.24

Villages

Delhi	94,217,635	\$14,084.13
Deposit	44,541,309	\$6,658.26
Franklin	17,137,768	\$2,561.84
Hancock	74,588,727	\$11,149.90
Stamford (Harpersfield)	29,746,351	\$4,446.63
Stamford (Stamford)	31,226,697	\$4,667.92
Fleischmanns	38,473,664	\$5,751.24
Sidney	153,146,611	\$22,893.13
Hobart	45,932,068	\$6,866.15
Walton	134,715,976	\$20,138.02

Fire Districts

Arena, Hardenburgh	16,633,671	\$2,486.49
Midd.-Hard., Hardenburgh	46,642,523	\$6,972.36
Deposit	35,686,316	\$5,334.57
TOTAL	12,208,578,782	\$1,825,000.00

The resolution was seconded by Mr. Triolo and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Spaccaforno).

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

RESOLUTION NO. 229

**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, 2018;

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	\$656,856.00	\$0.00
Deposit	\$357,164.00	\$31,961.00
Franklin	\$349,115.00	\$33,205.00
Hancock	\$811,878.00	\$29,914.00
Harpersfield	\$327,428.00	\$48,458.00
Middletown	\$823,990.00	\$111,741.00
Sidney	\$344,638.00	\$27,165.00
Stamford	\$232,645.00	\$38,152.00
Walton	\$296,950.00	\$66,132.00

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	\$181,845.00
Arena Fire District	\$15,035.88
Andes Light	\$8,000.00
Delinquent Water	\$10,741.50
Delinquent Sewer	\$5,037.10
Delinquent Maintenance	\$1,056.00

BOVINA

Bovina Center Light District	\$1,545.00
Bovina Rural Fire District	\$100,231.00
Bovina Water District	\$39,575.00
Bovina Sewer District	\$10,162.83

COLCHESTER

Downsville Light District	\$10,000.00
Downsville Fire District	\$238,979.02
Beaverkill Valley Fire District	\$802.28
Colchester Fire Protection District	\$12,000.00
Delinquent Cooks Falls Water	\$2,581.66
Delinquent Downsville Water	\$5,201.93

DAVENPORT

East Meredith Fire District	\$114,174.15
Davenport Fire District	\$48,752.86
Davenport Light District	\$1,300.00
Davenport Center Light District	\$1,850.00
West Davenport Light District	\$1,075.00
Davenport Water	\$6,350.00
Delinquent Water	\$3,322.08

DELHI

Delhi Rural Fire District	\$229,435.36
---------------------------	--------------

DEPOSIT	
Deposit Fire and Ambulance	\$80,588.00
FRANKLIN	
Treadwell Light District	\$3,790.00
Treadwell Water District	\$11,930.00
Franklin-Treadwell Fire District	\$215,889.76
HAMDEN	
Hamden Light District	\$2,400.00
DeLancey Light District	\$1,600.00
Delhi Fire District	\$913.74
Walton Fire Protection	\$10,000.00
Downsville Fire Protection	\$3,500.00
Delhi Rural Fire Protection	\$75,460.18
Downsville Fire District	\$4,130.98
Hamden Sewer District	\$10,583.04
Delinquent Water	\$8,270.00
Property Maintenance	\$200.00
HANCOCK	
Upper Delaware Valley Ambulance District	\$2,965.01
Cadosia Light District	\$2,370.55
East Branch Light District	\$4,653.62
East Branch Fire District	\$99,970.00
Fishes Eddy Light District	\$4,138.56
Hancock Rural Fire District	\$136,271.63
Long Eddy Fire District	\$23,915.12
Hancock Ambulance District	\$238,955.34
HARPERSFIELD	
Stamford Fire District	\$86,055.52
Hobart Fire District	\$5,670.06
Davenport Fire District	\$13,528.61
North Harpersfield Fire Protection	\$43,500.00
North Harpersfield Light District	\$0.00
KORTRIGHT	
Kortright Fire District	\$105,087.18
Bloomville Light District	\$4,000.00
Bloomville Sewer District	\$16,563.51
Stamford Fire District	\$10,571.35
Hobart Rural Fire District	\$10,284.06
East Meredith Fire District	\$3,526.28
Davenport Fire District	\$7,799.53
Delinquent Water	\$6,646.75
MASONVILLE	
Masonville Fire District	\$112,310.00
Masonville Light District	\$2,500.00
MEREDITH	
East Meredith Light District	\$1,200.00
Delhi Fire District	\$38,784.62
Meredith Square Light District	\$540.00
Franklin-Treadwell Fire District	\$26,831.39
Meridale Rural Fire District	\$61,700.00
East Meredith Fire District	\$18,600.56
Meridale Light District	\$1,080.00

MIDDLETOWN

Halcottsville Light District	\$1,696.00
Arena Fire District	\$14,642.64
Arkville Light District	\$9,980.00
Arkville Water District	\$16,625.00
New Kingston Light District	\$828.00
Arkville Fire District	\$34,320.00
Fire District No. 1	\$73,884.00
Middletown-Hardenburgh Fire District	\$296,172.05
Delinquent Arkville Water	\$4,634.85
Delinquent Halcottsville Water	\$1,952.03

ROXBURY

Roxbury Fire District	\$179,600.00
Roxbury Light District	\$15,596.00
Roxbury Water District	\$31,113.00
Grand Gorge Fire District	\$150,875.00
Grand Gorge Light District	\$13,097.00
Grand Gorge Water District	\$74,684.00
Middletown/Hardenburgh Fire District	\$5,498.63
Roxbury Run Light District	\$3,199.00
Roxbury Sewer District (unit charge)	\$41,682.24
Denver Sewer District (debt charge)	\$0.00
Denver Sewer District (unit charge)	\$92,908.00
Denver Water District	\$35,206.00
Delinquent Denver Water	\$1,519.18
Delinquent Grand Gorge Water	\$6,158.87
Delinquent Roxbury Water	\$4,774.60

SIDNEY

Consolidated Health District	\$3,400.00
Sidney Center Light District	\$4,000.00
Sidney Center Fire District	\$80,020.00
Sidney Fire Protection District	\$64,291.00

STAMFORD

Stamford Fire District	\$41,675.29
South Kortright Fire District	\$4,160.00
Hobart Fire District	\$31,557.88
Kortright Fire District	\$10,933.82
South Kortright Light District	\$1,800.00
South Kortright Sewer	\$4,900.00

TOMPKINS

Tompkins Fire District	\$116,055.00
Hancock Rural Fire District	\$16,270.37
Sewer District	\$6,242.00

WALTON

Walton Fire District	\$343,360.00
----------------------	--------------

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	\$671,337.00	\$909,900.00
Bovina	\$288,622.00	\$399,558.00
Colchester	\$902,500.00	\$1,322,400.00

<u>TOWN</u>	<u>TOWN GENERAL</u>	<u>HIGHWAY TOWNWIDE</u>
Davenport	\$263,499.00	\$695,199.00
Delhi	\$396,478.00	\$547,916.00
Deposit	\$321,165.00	\$472,528.00
Franklin	\$258,625.00	\$508,410.00
Hamden	\$190,232.00	\$517,600.00
Hancock	\$471,196.00	\$785,823.60
Harpersfield	\$321,032.00	\$243,615.00
Kortright	\$296,716.00	\$620,690.00
Masonville	\$171,165.00	\$481,200.00
Meredith	\$189,342.68	\$702,339.00
Middletown	\$704,308.00	\$1,090,474.00
Roxbury	\$976,213.00	\$1,113,508.00
Sidney	\$415,354.00	\$306,053.00
Stamford	\$251,809.00	\$287,404.00
Tompkins	\$236,224.00	\$723,631.00
Walton	\$300,486.00	\$610,650.00

The resolution was seconded by Mr. Triolo and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Spaccaforo).

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

RESOLUTION NO. 230

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

RESOLVED that the sum of \$32,695,118.86 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 28, 2017 the taxes be returnable the first day of April 2018 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 2018, upon the collector's complying with the statute thereto.

The resolution was seconded by Mr. Marshfield and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Spaccaforo).

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

RESOLUTION NO. 231

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 of 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 this Board a summary or abstract of the budgets of 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. Merrill offered the following resolution and moved its adoption:

RESOLUTION NO. 232

**TITLE: LEVYING OF 2017 - 2018 RETURNED SCHOOL TAXES
TREASURER'S OFFICE**

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</u>
ANDES	231,569.37	16,209.86	247,779.23
BOVINA	126,699.70	8,869.01	135,568.71
COLCHESTER	261,982.59	18,338.48	280,321.07
DAVENPORT	301,923.45	21,134.56	323,058.01
DELHI	261,331.18	18,293.25	279,624.43
DEPOSIT	292,060.80	20,444.38	312,505.18
FRANKLIN	321,809.47	22,526.74	344,336.21
HAMDEN	157,317.26	11,012.19	168,329.45
HANCOCK	718,770.27	50,314.00	769,084.27
HARPERSFIELD	218,212.05	15,274.84	233,486.89
KORTRIGHT	237,720.91	16,640.48	254,361.39
MASONVILLE	152,792.48	10,695.50	163,487.98
MEREDITH	198,586.85	13,901.08	212,487.93
MIDDLETOWN	523,768.71	36,663.91	560,432.62
ROXBURY	322,039.46	22,542.84	344,582.30
SIDNEY	435,404.03	30,478.14	465,882.17
STAMFORD	318,864.13	22,320.56	341,184.69
TOMPKINS	132,815.30	9,297.04	142,112.34
WALTON	351,463.64	24,602.44	376,066.08

TOTALS	\$5,565,131.65	\$389,559.30	\$5,954,690.95
---------------	----------------	--------------	----------------

The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Spaccaforo).

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

RESOLUTION NO. 233

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$1,699,731.43 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	\$1,076,877.15
CAP 97 Main	\$177.59
OET	\$11,932.57
Public Safety Comm System	\$63,948.27
Highway Audits, as Follows:	
Weights and Measures	\$240.21
Landfill	\$196,688.23
Road	\$20,312.06
Machinery	\$221,228.32
Capital Road & Bridge	\$99,723.38
Capital Solid Waste	\$8,603.65

The resolution was seconded by Mr. Triolo and adopted by the following vote: Ayes 4667, Noes 0, Absent 132 (Spaccaforo).

Mr. Rowe referenced the New York State Climate Smart Communities Program and the New York State Department of Environmental Conservation's Zero-Emission Vehicle (ZEV) and Infrastructure Rebate Program in conjunction with the New York State Energy Research & Development Authority (NYSERDA). The Town of Hancock will be installing two charging stations at a final cost of \$2,700. The initial quote was \$18,900 with the difference of \$16,200 being paid through the rebate program. He noted that Ms. Donadio was very helpful and is available to assist any town desiring to participate in the program.

Mr. Merrill and Mr. Davis noted their towns are also taking advantage of this rebate opportunity.

Chairman Molé thanked County Treasurer Beverly Shields for bringing in her homemade holiday cookies and wished everyone a very happy holiday.

Upon a motion, the meeting was adjourned at 2:03 p.m.