

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

OCTOBER 13, 2021

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, October 13, 2021 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. Davis and Supervisor for the Town of Sidney. Mrs. Scott attended via Zoom.

Mr. Marshfield offered the invocation.

Mr. Cetta 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. Gladstone offered the following resolution and moved its adoption:

RESOLUTION NO. 148

**TITLE: 2021 BUDGET AMENDMENT
ACCEPT EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG)
DEPARTMENT OF EMERGENCY SERVICES**

WHEREAS, Delaware County has been awarded grant funding under the FY 2021 Emergency Management Performance Grant (EMPG) State Homeland Security Program from the NYS Division of Homeland Security and Emergency Services for a contract period of 10/01/2020 – 09/30/2023; and

WHEREAS, the purpose of the EMPG Program is to make grants to states to assist state, local, and tribal governments in preparing for all hazards, as authorized by the *Robert T. Stafford Disaster Relief and Emergency Assistance Act* (42 U.S.C. 5121 et seq.). Title VI of the *Stafford Act* authorizes FEMA to make grants for the purpose of providing a system of emergency preparedness for the protection of life and property in the United States from hazards and to vest responsibility for emergency preparedness jointly in the federal government, states, and their political subdivisions. The federal government, through the EMPG Program, provides necessary direction, coordination, and guidance, and provides necessary assistance, as authorized in this title so that a comprehensive emergency preparedness system exists for all hazards; and

WHEREAS, this grant was awarded in the amount of \$22,516.00 to Delaware County and shall be used to purchase interoperable communications equipment as well as information technology equipment.

THEREFORE, BE IT RESOLVED that the Department of Emergency Services be authorized to accept this grant funding as described above and that the 2021 Budget be amended as follows:

INCREASE REVENUE:

10-13640-44430500/3640063/911	Fed Civil Defense	\$22,516.00
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INCREASE APPROPRIATION:

10-13640-52200001/3640063/911	Equipment Grant	\$22,516.00
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The resolution was seconded by Mr. Axtell and adopted by the following vote:
Ayes 3847, Noes 0, Absent 375 (Davis), Vacant 577 (Sidney).

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

RESOLUTION NO. 149

**TITLE: 2021 BUDGET ADMENDMENT
RECEIPT OF COVID-19 VACCINE RESPONSE GRANT FUNDING
PUBLIC HEALTH SERVICES**

WHEREAS, New York State Department of Health is providing additional grant funding from January 1, 2021 through June 30, 2024 to promote and increase COVID-19 vaccinations; and

WHEREAS, Delaware County Public Health Services will implement vaccine confidence strategies, conduct local COVID-19 vaccine promotion campaigns and operate COVID-19 clinics to increase the number of individuals who receive the COVID-19 vaccine.

NOW, THEREFORE, BE IT RESOLVED that the 2021 Budget be amended as follows:

INCREASE REVENUE:

10-14012-44440101/4012023/906	Federal PH Grants	\$108,527.63
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INCREASE APPROPRIATION:

10-14012-54327000/4012023/906	General Grant Related Exp	\$108,527.63
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The resolution was seconded by Mr. Venold and adopted by the following vote:
Ayes 3847, Noes 0, Absent 375 (Davis), Vacant 577 (Sidney).

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

RESOLUTION NO. 150

**TITLE: 2021 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 \$5,000.00 from Delaware County 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.

THEREFORE, BE IT RESOLVED that the estimated revenues and appropriations for the year 2021 will be increased as follows:

INCREASE REVENUE:

10-16772-42270603/6772066/977	Grant from Corporations	\$5,000.00
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INCREASE APPROPRIATIONS:

10-16772-54327000/6772066/977	Contracted Services	\$2,500.00
10-16772-54327625/6772066/977	Travel	\$2,500.00

The resolution was seconded by Mr. Marshfield.

Mr. Marshfield concurred with Mr. Eisel that this is a worthwhile program. Ms. Molé stated this program is quite popular and there is a waiting list.

The resolution was adopted by the following vote: Ayes 3847, Noes 0, Absent 375 (Davis), Vacant 577 (Sidney).

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

RESOLUTION NO. 151

**TITLE: CHANGE ORDER NO. 1 PROP 27-21
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 93 of 2021 authorized the award of Proposal No. 27-21, “Rehabilitation of Knox Avenue Bridge over Wilson Hollow Brook (Bridge NY 2018) BIN 3352080, PIN 9754.77” to ING Civil, 11 Arch Street, Watervliet, NY 12189-1805 for the bid amount of \$848,224.00; and

WHEREAS, Item 619.100101 - INTERIM PAVEMENT MARKINGS, STRIPES (TRAFFIC PAINT) needed to be increased by 1,871 linear feet or \$3,742.00 to match the

quantity used in the field; and

WHEREAS, an equivalent amount of \$3,742.00 shall be deducted from the available funds of Item 697.03000BM - Field Change resulting in a net zero dollar change in the overall contract.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 1 for Proposal No. 27-21 resulting in a net zero change in the contract.

The resolution was seconded by Mr. Kosier and adopted by the following vote: Ayes 3847, Noes 0, Absent 375 (Davis), Vacant 577 (Sidney).

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

RESOLUTION NO. 152

TITLE: DEPARTMENT OF PUBLIC WORKS POLICY ON SNOW PLOWING HOURS

WHEREAS, the Department of Public Works (DPW) is responsible for keeping County roads free of ice and snow during the winter season; and

WHEREAS, due to budget and other constraints it is not feasible to keep the roads passable on a twenty-four-hour basis; and

WHEREAS, experience has proven that in order to plow and apply deicing and/or abrasive materials prior to school buses traveling County roads, the trucks need to be ready to start winter maintenance between the hours of 4:00 and 5:00 a.m. as necessary; and

WHEREAS, it has been the policy of DPW to continue plowing and applying abrasives to the roads when necessary until 8:00 p.m.

NOW, THEREFORE, BE IT RESOLVED that the general winter maintenance hours for the Delaware County Department of Public Works are herewith set to begin between 4:00 and 5:00 a.m. and continue until 8:00 p.m., as necessary in the opinion of the responsible road foreman; and

BE IT FURTHER RESOLVED that when contacted by the Delaware County Emergency Dispatch Center, DPW will call out the appropriate snow plow crew outside of the general hours in the event of an emergency such as an accident or fire where the emergency response personnel are on scene and requesting service.

The resolution was seconded by Mr. Cetta.

In reply to Mr. Eisel, Mr. Haynes stated the policy is the same as what they had.

The resolution was unanimously adopted.

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

RESOLUTION NO. 153

**TITLE: AUTHORIZATION TO ENTER INTO AN AGREEMENT
WITH THE TOWN OF MASONVILLE FOR USE OF HIGHWAY GARAGE**

WHEREAS, the Department of Public Works Sidney Center Patrol Garage was razed in 2014 to make way for the County Route 35 tributary to Willow Brook relocation project; and

WHEREAS, the Department is attempting to utilize shared services with the towns to prevent the need to construct a replacement shop for the Sidney Center Patrol; and

WHEREAS, the Town of Masonville has agreed to work with the County in the form of renting a bay in the Town Garage to reduce the response time for a County Snowplow plowing some of the roads covered by the Sidney Center Patrol for the winter months; and

WHEREAS, in consideration of the mutual covenants and agreements between the parties hereto, it is hereby agreed as follows:

1. The term of this agreement shall be for a one year term commencing November 1, 2021 and ending February 29, 2022. If necessary the agreement can be extended through the end of April, the County will inform the Town by February 19, 2021 if they wish to extend through March and by March 25, 2022 if they wish to extend through April.
2. The Town shall provide a bay, use of the bathroom facilities, an electrical outlet to plug in a time clock, two parking spaces for the employees reporting to the shop, one parking space for a County pickup and use of the telephone for County business only.
3. The Town will invoice the County for \$3,600 on the 1st of each month.
4. The County will ensure that all invoices are paid promptly and that the employees assigned to report to Masonville understand the terms of the contract.
5. The Town will allow the County to store a limited amount of salt and abrasives in the Town's sand and salt storage building.
6. The Town will also allow the County to use the Town owned loader to load the County truck.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board is authorized to enter into an agreement with the Town of Masonville for the use of the Highway Garage.

The resolution was seconded by Mr. Kosier and adopted by the following vote: Ayes 3847, Noes 0, Absent 375 (Davis), Vacant 577 (Sidney).

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

RESOLUTION NO. 154

**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 on-line auction the following items and all spare parts:

<u>Dept. Vehicle No.</u>	<u>Description</u>	<u>Serial Number/VIN</u>
DPW 51	2006 Chevrolet Pickup	2GCEK13Z961339479
DPW 54	1997 Trailer	4ZEGF1726V1111465
DPW 76	2006 Eager Beaver Trailer	112SCZ4286L071117
DPW 354	1994 International	1HTGGCUT7TH546859
DPW 404	2013 International Dump	1HTGRSJT1DJ169505
DPW 425	2004 Ford Utility Truck	1FDAF57P54EC95541
DPW 577	2007 Chevy Malibu	1G1ZS57F27F295594
DPW 603	1965 Pneumatic Tire Roller	9PC12G4007
DPW 646	2005 Case Tractor	HJH029641
DPW 699	2009 Sterling Knuckleboom	2FZHAZDE99AAH0657
SWMC 831	2012 Bobcat S185 Skidsteer	A3L944237
DPW 905	1963 Forklift	162-11
DPW 980	1992 Sullivan Air Compressor	11292
DPW 984	1993 Sweeper	931156
DPW 2416	2010 Ford Fusion	3FAHP0GA3AR332339

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

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

RESOLUTION NO. 155

**TITLE: EXCEPTION TO RESOLUTION NO. 269-1990
OFFICE FOR THE AGING
VETERANS SERVICE AGENCY**

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

WHEREAS, the Office for the Aging and Veterans Service Agency are experiencing difficulties in recruiting part-time bus drivers, for example, to serve as drivers on a regularly needed basis to serve the elderly and medically needy; and

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

NOW, THEREFORE, BE IT RESOLVED that Resolution No. 269 of 1990 is hereby temporarily waived until December 31, 2022 for County employees who are willing to work on a per-hour, as-needed basis for the Office for the Aging and the Veterans Service Agency.

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

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

RESOLUTION NO. 156

TITLE: ADOPTION OF STATE ADVISORY EQUALIZATION RATES

BE IT RESOLVED that the following State Equalization Rates be adopted for the apportionment of the 2022 County Tax Levy pursuant to Title 2 of Article 8 of the Real Property Tax Law:

ANDES	100.00
BOVINA	21.70
COLCHESTER	2.96
DAVENPORT	71.60
DELHI	53.70
DEPOSIT	3.89
FRANKLIN	100.00
HAMDEN	100.00
HANCOCK	11.72
HARPERSFIELD	26.90
KORTRIGHT	100.00
MASONVILLE	86.78
MEREDITH	100.00
MIDDLETOWN	100.00
ROXBURY	90.00
SIDNEY	70.10
STAMFORD	24.95

TOMPKINS	3.83
WALTON	95.00

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

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. 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 \$1,388,603.60 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	\$701,484.87
OET	\$26,978.07
Public Safety Comm System	\$0.00
Insurance Risk	\$0.00
CAP 97 Main	\$5,114.09
CAP MH	\$129,224.90
Highway Audits, as Follows:	
Weights & Measures	\$0.00
Solid Waste/Landfill	\$155,007.89
Road	\$39,181.50
Machinery	\$68,829.86
Capital Solid Waste	\$14,354.14
Capital Road & Bridge	\$237,590.13
CAP DPW Complex	\$10,838.15

The resolution was seconded by Mr. Gladstone and adopted by the following vote:
Ayes 3847, Noes 0, Absent 375 (Davis), Vacant 577 (Sidney).

Upon a motion, the meeting was adjourned at 1:17 p.m.