

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

AUGUST 24, 2022

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, August 24, 2022 at 1:13 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 and Mr. Davis.

Mr. Marshfield offered the invocation.

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

The minutes of the previous Board 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, Chairman of the Economic Development Committee Dennis Valente introduced the new Great Western Catskills Tourism Guide. He indicated some members of the Tourism Advisory Board wanted the guide to be available virtually online because paper booklets become outdated immediately as it takes many months to gather the information and get it printed and distributed. The obvious solution was to utilize our Great Western Catskills website, which is the first thing they funded with the bed tax. They compromised rather than abandon the paper products altogether to modernize and incorporate it into their electronic promotions. It was very good work on the part of the Tourism Advisory Board to come up with this guide. It does not have any specifics about places except a tour map of the beverage trail for breweries and pubs, but what it does instead is, it has QR codes. The guide has nice photography broken out into various sections such as art and culture, dining, events, and farms. Each section has a QR code that takes you directly to the Great Western Catskills website. The website has specific data such as addresses, dates, hours, etc. for various businesses that benefit from this and may be of interest to our tourists. The use of QR codes is more functional because the online information is updated regularly. The guide has been successful and the year-to-date traffic at that website is up over 50 percent. It seems as though people are using the website and the Committee is very happy to see that.

Mr. Valente referenced a list of highlights for this tourism season, which is their first season with Economic Development handling the Tourism Promotion Agency (TPA). He noted there are 14 new tourism-related businesses that either opened up or reopened. He further noted a large number of young people are going into business for themselves. There are a lot of nice places to visit. They have had some absolutely excellent public events as indicated on the list that were very well attended. It is hard to tell how much is directly related to their promotion

efforts, but something is working. There are other events coming up as listed and they expect the events to do quite well also. He noted there is still tourism season left as we are going into the fall foliage season.

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

RESOLUTION NO. 141

**TITLE: 2022 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 Cornell Cooperative Extension 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 estimated revenues and appropriations for the year 2022 will be increased as follows:

INCREASE REVENUE:

10-16772-42270603/6772076/977	Grant from Corporations	\$5,000.00
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INCREASE APPROPRIATIONS:

10-16772-54327000/6772076/977	General Grant Related Expenses	\$2,500.00
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10-16772-54327625/6772076/977	Travel	\$2,500.00
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The resolution was seconded by Mr. Marshfield and Mr. Vernold and adopted by the following vote: Ayes 4266, Noes 0, Absent 533 (Eisel, Davis).

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

RESOLUTION NO. 142

**TITLE: 2022 BUDGET ADMENDMENT
TRANSFER OF FUNDS
COUNTY CLERK**

WHEREAS, a new desktop computer system is needed to replace the one that moved with the pistol clerk when the position was transferred back to the Sheriff's Office; and

WHEREAS, there is not enough funding in the equipment account to purchase the desktop thus necessitating a transfer of funds to facilitate the purchase.

NOW, THEREFORE, BE IT RESOLVED that the 2022 Budget be amended as followed:

TRANSFER FROM:

10-11410-54210000	Current Recordings	\$1,981.38
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TRANSFER TO:

10-11410-52200000	Equipment	\$1,981.38
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The resolution was seconded by Mr. Taggart and adopted by the following vote: Ayes 4266, Noes 0, Absent 533 (Eisel, Davis).

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

RESOLUTION NO. 143

**TITLE: 2022 BUDGET ADMENDMENT
TRANSFER OF FUNDS
PUBLIC HEALTH SERVICES**

WHEREAS, the 2022 Chevrolet Malibu which was budgeted, authorized and ordered in 2020 has taken 1½ years for the order to be filled; and

WHEREAS, there has been an increase in the vehicle base price within this time frame; and

WHEREAS, a transfer of funds is necessary to purchase the approved equipment.

NOW, THEREFORE, BE IT RESOLVED that the 2022 Budget be amended as follows:

TRANSFER FROM:

10-14012-54415080	Maint & Repair Vehicles	\$375.00
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TRANSFER TO:

10-14012-52200000	Equipment	\$375.00
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The resolution was seconded by Mr. Marshfield and Mr. Vernold and adopted by the following vote: Ayes 4266, Noes 0, Absent 533 (Eisel, Davis).

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

RESOLUTION NO. 144

**TITLE: 2022 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the following 2022 Appropriation account is in need of funds:

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

TRANSFER FROM:

10-16101-54425000	Medical Assistance	\$110,000.00
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TRANSFER TO:

10-16119-54313151	Committee on Special Education	\$110,000.00
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The resolution was seconded by Mr. Taggart.

In answer to Ms. Molé, Mr. Marshfield stated CSE is the Committee on Special Education which is available through schools. They place students in facilities that can offer special assistance so the students can get a proper education.

Mr. Marshfield explained that the Social Services Committee had budgeted for two CSE students but there are three students in the program and this transfer is to cover the third placement.

The resolution was adopted by the following vote: Ayes 4266, Noes 0, Absent 533 (Eisel, Davis).

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

RESOLUTION NO. 145

**TITLE: APPROPRIATION OF SURPLUS
SOLID WASTE OPERATIONS FUND**

WHEREAS, the 2022 Solid Waste Budget is insufficient as budgeted due to unforeseen expenses; and

WHEREAS, a transfer from the Solid Waste Fund Balance is necessary.

NOW, THEREFORE, BE IT RESOLVED that the following budget modification be made to the 2022 Budget:

DECREASE FUND BALANCE:

22-00000-34915000	Assigned Unappropriated Fund Balance	\$199,000.00
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INCREASE APPROPRIATION:

22-18160-54238010	Disposal of C&D	\$42,000.00
22-18160-54238080	Disposal of Tires	\$30,000.00
22-18160-54515000	Petroleum Oil Lube	\$102,000.00
22-18160-54565140	Rent/Lease Mobile Equipment	\$25,000.00

The resolution was seconded by Mr. Kosier and Mr. Cetta and adopted by the following vote: Ayes 4266, Noes 0, Absent 533 (Eisel, Davis).

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

RESOLUTION NO. 146

**TITLE: 2022 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, there are several contractual lines in the Machinery budget that are going to be over budget due to the rising cost of supplies and petroleum based products; and

WHEREAS, there are still multiple vacant positions creating a surplus in the Personal Services Line.

NOW, THEREFORE, BE IT RESOLVED that the 2022 Budget be amended as follows:

TRANSFER FROM:

26-15130-51000000	Personal Services	\$250,000.00
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TRANSFER TO:

26-15130-54315000	Fuel Oil	\$34,000.00
26-15130-54515000	Petroleum, Oil, Lube	\$183,000.00
26-15130-54545000	Propane	\$7,000.00
26-15130-54595000	Supplies	\$26,000.00

The resolution was seconded by Mr. Vernold and Mr. Kosier and adopted by the following vote: Ayes 4266, Noes 0, Absent 533 (Eisel, Davis).

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

RESOLUTION NO. 147

**TITLE: CHANGE ORDER NO. 2 PROPOSAL 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, Resolution No. 151 of 2021 authorized the execution of Change Order No. 1 resulting in a zero net change to the contract; and

WHEREAS, the project is complete and the final quantities have been agreed upon resulting in a net decrease of \$53,224.37.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 2 for Proposal No. 27-21 resulting in a net decrease of \$53,224.37 for a final contract total of \$794,999.63.

The resolution was seconded by Mr. Kosier and adopted by the following vote: Ayes 4266, Noes 0, Absent 533 (Eisel, Davis).

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

RESOLUTION NO. 148

**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 No.</u>	<u>Description</u>	<u>Serial Number/VIN</u>
DSS 438	2014 Ford Focus	1FADP3E26EL351175
DSS 439	2014 Ford Fusion	3FA6P0G78ER394188

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

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

RESOLUTION NO. 149

**TITLE: AUTHORIZING THE SCHEDULING/PUBLICATION OF A
PUBLIC HEARING TO OBTAIN CITIZEN INPUT REGARDING THE COMMUNITY
DEVELOPMENT BLOCK GRANT PROGRAM ADMINISTERED BY THE
NEW YORK STATE OFFICE OF COMMUNITY RENEWAL
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, the New York State Office of Community Renewal administers funds made available to the State by the U. S. Department of Housing & Urban Development through the Community Development Block Grant Program; and

WHEREAS, the Community Development Block Grant Program provides funding to eligible entitlement communities for housing, and community and economic development projects; and

WHEREAS, Delaware County is considering the development of a microenterprise program to provide financial assistance, in the form of small, matching grants to local entrepreneurs and businesses; and

WHEREAS, subject to citizen input regarding the CDBG program, Delaware County would potentially submit an application to the New York State Office of Community Renewal for up to \$300,000 for the establishment of a microenterprise program.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors for Delaware County hereby authorizes the scheduling and publication of a public hearing to solicit citizen input regarding the CDBG program and a potential application for funding to establishment a microenterprise program in Delaware County to be held on September 28, 2022 at 1:00 p.m.

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

Chairman Molé noted that the public hearing will be at the next meeting on Wednesday, September 28, 2022 at 1:00 p.m.

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

Mr. Tuthill 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 BUILDING AND GROUNDS**

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 Building and Grounds 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>Vehicle Identification No.</u>
BM 85	2007 Chevy Malibu	1G1ZS57F87F298323
BM 62	2009 Jeep Grand Cherokee	1J8GR48KX9C542177

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

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

RESOLUTION NO. 151

TITLE: PROCLAMATION IN RECOGNITION OF SHERIFFS' WEEK SEPTEMBER 18 TO 24, 2022

WHEREAS, the Office of Sheriff has been an integral part of the criminal justice system in New York State and in Delaware County throughout our history, having been established in the State's first Constitution in 1777 and continued in every succeeding Constitution, and having been one of the original Constitutional offices guaranteed to the People upon the founding of our County; and

WHEREAS, despite changes in its function, status and powers during its long history, the Office of Sheriff has maintained a continuous existence, preserved its distinguishing heritage, and continued to be an essential component of our criminal justice community; and

WHEREAS, the Office of Sheriff has evolved into a modern, professional, full-service law enforcement agency, manned by fully trained police officers, using state-of-the-art technology and applying the latest and most advanced theories and practices in the criminal justice field; and

WHEREAS, the Office of Sheriff is unique in the community, and the duties of the Office go far beyond the traditional role of "Keeper of the Peace", and extend into many facets of public service, including maintaining the county jail, providing security in our courts, dispatching emergency services, and serving and executing civil process for our courts; and

WHEREAS, as a Constitutionally empowered Office directly responsible to the People, the ancient Office of Sheriff remains, even today, responsive and accountable to the public it serves; and

WHEREAS, it is fitting to celebrate the historical contributions of the Office of Sheriff and the significant role that the Sheriffs play in our modern criminal justice system.

NOW, THEREFORE, we, the Delaware County Board of Supervisors do recognize the important services provided to the citizens of this County by Sheriff and the members of the Sheriff's Office, and do hereby proclaim September 18 to 24, 2022 to be Sheriffs' Week in Delaware County.

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

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

RESOLUTION NO. 152

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$958,794.07 were hereby presented to the Finance Committee for approval for payment on August 10, 2022 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	\$889,519.63
OET	\$18,375.42
Public Safety Comm System	\$0.00
Insurance Risk	\$0.00
CAP 97 Main	\$0.00
CAP MH	\$216.05
CAP DSS	\$1,285.92
Highway Audits, as Follows:	
Weights & Measures	\$181.15
Solid Waste/Landfill	\$12,694.24
Road	\$0.00
Machinery	\$36,521.66
Capital Solid Waste	\$0.00
Capital Road & Bridge	\$0.00
CAP DPW Complex	\$0.00

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$3,542,453.80 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	\$830,913.86
OET	\$25,551.49
Public Safety Comm System	\$7,623.75
Insurance Risk	\$0.00
CAP 97 Main	\$0.00
CAP MH	\$1,649.34
CAP DSS	\$0.00
Highway Audits, as Follows:	
Weights & Measures	\$0.00
Solid Waste/Landfill	\$76,722.90
Road	\$28,446.38
Machinery	\$560,118.42
Capital Solid Waste	\$108,060.35
Capital Road & Bridge	\$1,200,343.93
CAP DPW Complex	\$703,023.38

The resolution was seconded by Mr. Taggart and adopted by the following vote:
Ayes 4266, Noes 0, Absent 533 (Eisel, Davis).

Mr. Gladstone recalled Local Law Intro. No. 15 of 2022 entitled *False Alarm Reduction Act*.

Mr. Marshfield expressed that after listening to the individuals who spoke at the public hearing, he wonders if maybe some of those concerns should be looked into. Mr. Kosier and Mr. Taggart agreed.

Mr. Hinkley stated that as an ex-Chief from Roxbury, they are in the same boat as Margaretville and Bovina. They have an immense number of vacation and second homes along with many short-term rental properties. This has been an issue in all of those situations and it is something that needs to be looked into. He believes this is a very important ordinance, but they need to look into the comments and suggestions being made by some of the fire chiefs in the area. They need to go back to the drawing board and have a meeting with the Association of Chiefs or similar group to get this right before it is voted on.

Mr. Vernold made a motion to table Local Law Intro. No. 15. The motion was seconded by Mr. Marshfield and unanimously carried.

Mr. Valente stated he is going on the assumption the local law would be reintroduced when it was ready and asked if there was a specific timeframe to bring it back before the Board.

Ms. Molé confirmed with Mr. Hood that they would consider public hearing comments.

Ms. Molé announced that at the next Board meeting on September 28 immediately after the meeting ends, the Board is invited to tour the three in-progress highway facilities. Commissioner of Public Works Sue McIntyre will provide shared transportation for Supervisors.

They will tour the Delhi facility first then travel to Bloomville and finish at the Neale Road facility. These are all big construction projects and the tour will provide a great opportunity to see the progress being made.

Ms. Molé made the following committee appointment:

CHENANGO-DELAWARE-OTSEGO WORKFORCE DEVELOPMENT BOARD

Appoint:

Jeff Anderson

Mr. Cetta asked the Supervisors if other town assessors are having issues uploading data into CITRIX. He noted the Walton assessor is not able to load data into the system.

Mr. Hinkley stated Roxbury has been having issues for quite a while. The town is looking at a reassessment next year and this will be a huge issue when that happens.

Mr. Valente noted that there are times when the system goes down.

Upon a motion, the meeting was adjourned at 1:35 p.m.