

REGULAR MEETING
DELAWARE COUNTY BOARD OF SUPERVISORS
NOVEMBER 9, 2022

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, November 9, 2022 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. Tuthill led the Board in the Pledge of Allegiance to the Flag.

Chairman Molé granted privilege of the floor to Supervisor Gladstone who introduced his granddaughter Carli Guy. In honor of Veterans Day, Ms. Guy sang the Star-Spangled Banner.

The minutes of the previous Board meeting and public hearing 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 Public Safety Committee Wayland Gladstone indicated that the contract with AMR has been signed by both parties. Two new ambulances labeled Delaware County as well as a fly car are ready to go when the contract commences on December 1. Monthly reports will be furnished by the Committee.

In response to Mr. Cetta, Director of Emergency Services Steve Hood elaborated that the ambulances are strictly backup and will be treated as AMR and Ambulnz are now. Policy guidance is currently being established with emergency dispatchers, the hope is to be able to dispatch the closest ambulance between the three available companies. One of the new ambulances will start and stay in Pindars Corners, one will start and stay in Hamden.

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

RESOLUTION NO. 199

TITLE: 2022 BUDGET AMENDMENT
RECEIPT OF PUBLIC SAFETY ANSWERING POINTS OPERATIONS GRANT
DEPARTMENT OF EMERGENCY SERVICES E911

WHEREAS, the Emergency Services Department applied for and was awarded a grant from New York State's 2021-2022 Public Safety Answering Points Operations Grant Program

(PS2021 WM21197893) which allows for State support to counties for eligible public safety call taking and dispatching expenses; and

WHEREAS, the grant award will allow for PSAP equipment and equipment maintenance; and

WHEREAS, this grant was awarded in the amount of \$152,921.00 to Delaware County.

THEREFORE, BE IT RESOLVED that the Emergency Services Office be authorized to accept this grant funding and the 2022 Emergency Services budget be amended as follows:

INCREASE REVENUE:

| | | |
|-------------------------------|---------------------|--------------|
| 10-13020-43330500/3020007/911 | State Civil Defense | \$152,921.00 |
|-------------------------------|---------------------|--------------|

INCREASE APPROPRIATION:

| | | |
|-------------------------------|-----------------|--------------|
| 10-13020-52200001/3020007/911 | Grant Equipment | \$152,921.00 |
|-------------------------------|-----------------|--------------|

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

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

RESOLUTION NO. 200

**TITLE: 2022 BUDGET AMENDMENT
RECEIPT OF STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT
DEPARTMENT OF EMERGENCY SERVICES**

WHEREAS, the Emergency Services Department applied for and was awarded a grant from New York State Division of Homeland Security and Emergency Services Statewide Interoperable Communications Grant (SI2021 WM21197751) with a contract period of 01/01/2022 to 12/31/2024 that shall allow for the purchase of P25 compliant interoperable communications equipment; and

WHEREAS, the grant award will allow for the purchase of base stations, antenna systems, wiring, cabling and related items for interoperable input and output channels; and

WHEREAS, this grant will also cover the maintenance costs for the P25 Compliant Interoperable equipment; and

WHEREAS, this grant was awarded in the amount of \$1,210,010.00 to Delaware County.

THEREFORE, BE IT RESOLVED that the Emergency Services Office is authorized to accept this grant funding and the 2022 Emergency Services budget be amended as follows:

INCREASE REVENUE:

| | | |
|-------------------------------|---------------------|----------------|
| 10-13640-43330500/3640064/911 | State Civil Defense | \$1,210,010.00 |
|-------------------------------|---------------------|----------------|

INCREASE APPROPRIATION:

| | | |
|-------------------------------|----------------------------|--------------|
| 10-13640-52200001/3640064/911 | Grant Equipment | \$410,010.00 |
| 10-13640-52200001/3640064/911 | Grant Maintenance & Repair | \$800,000.00 |

The resolution was seconded by Mr. Hinkley.

In response to Mr. Marshfield, Mr. Hood clarified that though the grant is statewide money, it doesn't tie into a statewide system. Every county gets a portion of this money annually. When a statewide wireless network was attempted about 20 years ago, it didn't go well, though the goal of the state is still to tie together the communication systems in some way. Right now their big push is on nationwide interoperable channels which go through a number of our tower sites in order for state and federal entities to talk when they come into our county. That's where they're pushing a lot of the funding towards now are these national interoperable channels.

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

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

RESOLUTION NO. 201

**TITLE: 2022 BUDGET AMENDMENT
RECEIPT OF EMERGENCY MANAGEMENT PERFORMANCE GRANT
DEPARTMENT OF EMERGENCY SERVICES**

WHEREAS, Delaware County has been awarded grant funding under the FY 2022 Emergency Management Performance Grant (WM2022 EMPG WM22185012) State Homeland Security Program from the NYS Division of Homeland Security and Emergency Services for a contract period of 10/01/2021 – 09/30/2024; 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 \$23,092.00 to Delaware County and shall be used to purchase camera system equipment and related components (requires EHP approval if not mobile or portable).

THEREFORE, BE IT RESOLVED that the Emergency Services office be authorized to accept this grant funding as described above and that the 2022 Budget be amended as follows:

INCREASE REVENUE:

10-13640-44430500/3640065/911 State Civil Defense \$23,092.00

INCREASE APPROPRIATION:

10-13640-52200001/3640065/911 Grant Equipment \$23,092.00

The resolution was seconded by Mr. Axtell.

In response to Mr. Marshfield, Mr. Hood clarified that this grant is not for a drone camera but is for upgrading security camera systems at the tower sites which will result in at least one security camera at each site. This grant is in addition to a grant previously received for the same purpose which should hopefully fund the security camera upgrade in full and will supplement that funding.

In response to Mr. Eisel, Mr. Hood affirmed that these are locked sites which are gated and fenced.

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

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

RESOLUTION NO. 202

**TITLE: 2022 BUDGET AMENDMENT
RECEIPT OF STATEWIDE SLETPP GRANT
DEPARTMENT OF EMERGENCY SERVICES**

WHEREAS, the Emergency Services Department in conjunction with Delaware County Sheriff's Office applied for and was awarded a grant from New York State Division of Homeland Security and Emergency Services Statewide SLETPP Grant (WM2022 SLETPP - WM22190117) with a contract period of 09/01/2022 to 8/31/2025 to purchase allowable CAD equipment and related items as well as train personnel in the proper use of the equipment; and

WHEREAS, the grant award will allow for the purchase of Computer Aided Dispatch equipment and related items; and

WHEREAS, this grant will utilize technological systems to empower widespread information sharing and intelligence analysis; and

WHEREAS, this grant was awarded in the amount of \$85,356.00 to Delaware County.

THEREFORE, BE IT RESOLVED that the Emergency Services Office is authorized to accept this grant funding and the 2022 Emergency Services budget be amended as follows:

INCREASE REVENUE:

10-13640-43330500/3640066/911 State Civil Defense \$85,356.00

INCREASE APPROPRIATION:

10-13640-52200001/3640066/911 Grant Equipment \$85,356.00

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

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

RESOLUTION NO. 203

**TITLE: 2022 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 2022 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:

10-17989-43388900/7989007/908 State Otr Culture & Recreation \$116,154.00

INCREASE APPROPRIATIONS:

10-17989-54555000/7989007/908 Recreation Snowmobile Grant \$116,154.00

The resolution was seconded by Mr. Ellis.

Ms. Molé mentioned that this is done annually.

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

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

RESOLUTION NO. 204

**TITLE: CHANGE ORDER NO. 2 OF PROPOSAL 29-2021
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 72 of 2021 authorized the award of Proposal 29-21, Replacement of Bridge 80, Bridge Street Pedestrian Bridge over Bush Kill, Village of Fleischmanns, Delaware County to Hubbell Inc., PO Box 664, Margaretville, NY 12455 for the bid amount of \$657,812.00; and

WHEREAS, Resolution No. 132 of 2022 authorized Change Order No. 1 bringing the contract amount to \$718,418.78; and

WHEREAS, the project is complete and final quantities have been agreed upon.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 2 for Proposal 29-21 decreasing the contract amount by \$48,362.13 bringing the final contract total to \$670,056.65.

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

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

RESOLUTION NO. 205

**TITLE: POLICY ON SNOW PLOWING HOURS
DEPARTMENT OF PUBLIC WORKS**

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. Kosier.

In response to Ms. Molé, Commissioner of the Department of Public Works Sue McIntyre affirmed that this is the same as we always do, an annual reminder.

The resolution unanimously adopted.

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

RESOLUTION NO. 206

**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 enrollment is specifically authorized by resolution of the Board of Supervisors; and

WHEREAS, Veteran Services shares a driver assigned to Veteran Services with the Office for the Aging; and

WHEREAS, this shared driver is 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, 2023 for County employees who are willing to work on a per-hour, as-needed basis for Office for the Aging and the Veterans Service Agency.

The resolution was seconded by Mr. Vernold 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. 207

**TITLE: 2022 BUDGET AMENDMENT
TRANSFER OF FUNDS
TREASURER'S OFFICE**

WHEREAS, there is a need for additional funding for the remainder of the year for the Community College Tuition account.

NOW, THEREFORE, BE IT RESOLVED that authorization is given to amend the 2022 Budget as follows:

TRANSFER FROM:

| | | |
|-------------------|-------------|-------------|
| 10-11990-54900000 | Contingency | \$50,000.00 |
|-------------------|-------------|-------------|

TRANSFER TO:

| | | |
|-------------------|--------------------|-------------|
| 10-12490-54184000 | Community Colleges | \$50,000.00 |
|-------------------|--------------------|-------------|

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

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

RESOLUTION NO. 208

**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 to help with additional clerical duties as necessary; 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, 2023 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. Tuthill and Mr. Vernold and unanimously adopted.

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

RESOLUTION NO. 209

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$1,500,079.61 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 | \$926,167.76 |
| OET | \$1,269.49 |
| Public Safety Comm System | \$0.00 |
| Insurance Risk | \$0.00 |
| CAP 97 Main | \$1,010.23 |
| CAP MH | \$0.00 |
| CAP DSS | \$0.00 |
| Highway Audits, as Follows: | |
| Weights & Measures | \$185.25 |
| Solid Waste/Landfill | \$272,588.49 |
| Road | \$12,403.80 |
| Machinery | \$49,704.16 |
| Capital Solid Waste | \$91,302.73 |
| Capital Road & Bridge | \$145,172.18 |
| CAP DPW Complex | \$275.52 |

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

Chairman Molé granted privilege of the floor to Mr. Merrill. Mr. Merrill directed the Supervisors to the paperwork provided to them in regards to the Public Health Services Compliance Program Attestation, and asked that all sign the associated document and leave it on their desk as is done annually.

Mr. Merrill then proceeded to present the Tentative 2023 Budget, and asked all to overview the summary on page 3, highlighting the increase in the levy of .9488%. The total appropriations are just over \$110 million, whereas last year it was almost \$115 million. This decrease was accomplished this year largely due to finishing some debt service associated with BANs (bond anticipation note) and bonds, including paying off the new Behavioral Health building. The expense and interest of those are no longer a factor, a few of the BANs totaled just over \$2 million, and eliminating those BANs allowed for the achievement of the numbers in the Tentative 2023 Budget. Mr. Merrill believes that they have presented a very tight budget which includes everything the departments need. The major increases come as they do every year in the personnel services line and fringe benefits. Other parts of the budget have been tempered and all has fit into the budget quite nicely. He thanked a very good Finance Committee for putting this all together, and indicated that they would like to present the budget to the public at the next meeting.

Ms. Molé added that as a result of the hard work put forth, Delaware County is very close to being debt free. In response to Ms. Molé, Mr. Merrill confirmed that the last payment on the Public Safety Building will be made in 2023 and that we will also have enough fund balance to pay the debts from all of the DPW buildings, resulting in the County being debt free. In this day and age, this is such an accomplishment and almost unheard of while at the same time keeping increases well under the tax cap.

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

RESOLUTION NO. 210

**TITLE: PUBLIC HEARING
2023 TENTATIVE BUDGET**

BE IT RESOLVED that the budget, with the changes discussed, be adopted as the Tentative 2023 Delaware County Budget and a public hearing be held on the 22nd day of November 2022 at 1:00 p.m. in the Supervisors' Room of the County Office Building, 111 Main Street, Delhi, New York.

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

Upon a motion, the meeting was adjourned at 1:23 p.m.