

REGULAR MEETING
DELAWARE COUNTY BOARD OF SUPERVISORS
DECEMBER 13, 2023

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, December 13, 2023 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.

Mrs. Driscoll led the Board in the Pledge of Allegiance to the Flag.

The minutes of the previous Board meeting and public hearings were accepted as presented.

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

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

RESOLUTION NO. 222A

TITLE: EXECUTIVE SESSION

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

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

The meeting reconvened in regular session with all Supervisors present.

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

RESOLUTION NO. 223

TITLE: 2023 BUDGET AMENDMENT
SHERIFF'S OFFICE CORRECTIONAL FACILITY

WHEREAS, funds have been made available to the Sheriff's Office by way of Federal Board-ins, which is over the amount budgeted; and

WHEREAS, these funds are to help cover the expenses of equipment and personal

services for the Correctional Facility in 2023.

NOW, THEREFORE, BE IT RESOLVED that the 2023 Budget be amended as follows:

INCREASE REVENUE:

10-13150-41152501	Prisoner Charges (Federal) - JAIL	\$300,000.00
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INCREASE APPROPRIATIONS:

10-13150-52200000	Equipment	\$40,000.00
10-13150-51000000	Personal Services Exp- JAIL	\$260,000.00

The resolution was seconded by Mr. Axtell and Mr. Vernold.

In response to Mr. Marshfield, Undersheriff Kim Smith stated a report could be produced to show how the increased revenue compares with the expenditures.

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. 224

**TITLE: 2023 BUDGET AMENDMENT
DEPARTMENT OF EMERGENCY SERVICES**

WHEREAS, Delaware County has been awarded grant funding under the FY 2023 Emergency Management Performance Grant (WM2023 EMPG WM23185130). State Homeland Security Program from the NYS Division of Homeland Security and Emergency Services for a contract period of 10/01/2022 – 09/30/2025; 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 \$20,598.00 to Delaware County and shall be used to purchase interoperable communications equipment (mobile / portable radios) and related items.

NOW, THEREFORE, BE IT RESOLVED that the Department of Emergency Services be authorized to accept this grant funding as described above and that the 2023 Budget be amended as follows:

INCREASE REVENUE:

10-13640-43330500/3640069/911	State Civil Defense	\$20,598.00
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INCREASE APPROPRIATION:

10-13640-52200001/3640069/911	Grant Equipment	\$20,598.00
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The resolution was seconded by Mr. Axtell and Mr. Vernold and adopted by the following vote: Ayes 4799, Noes 0, Absent 0.

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

RESOLUTION NO. 225

**TITLE: 2023 BUDGET AMENDMENT
ACCEPTANCE OF FUNDS FOR WORKFORCE
RECRUITMENT AND RETENTION UNDER THE
AMERICAN RESCUE PLAN ACT (ARPA)
DEPARTMENT OF MENTAL HEALTH**

WHEREAS, NYS was approved by the Centers for Medicare and Medicaid Services (CMS) to receive funding from the American Rescue Plan Act (ARPA) for Workforce Recruitment and Retention; and

WHEREAS, the Delaware County Department of Mental Health is an eligible provider for NYS Office of Mental Health and NYS OASAS; and

WHEREAS, the Workforce Recruitment and Retention funds will be used according to NYS Guidance on Workforce Funding.

NOW, THEREFORE, BE IT RESOLVED that the 2023 Budget be amended as follows:

INCREASE REVENUES:

10-14310-44449001/4310003/976	Fed MH Grants -WRR ARPA	\$61,915.04
10-14317-44448801/4317000/976	Fed ADA Grants -WRR ARPA	\$1,311.53

INCREASE APPROPRIATIONS:

10-14310-54615045/4310003/976	Training – WRR ARPA	\$61,915.04
10-14317-54615045/4317000/976	Training – WRR ARPA	\$1,311.53

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

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

RESOLUTION NO. 226

**TITLE: 2023 BUDGET AMENDMENT
APPROPRIATION OF SURPLUS
SOLID WASTE OPERATIONS FUND**

WHEREAS, the 2023 Solid Waste Budget is insufficient as budgeted due to unforeseen expenses and increased costs; and

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

NOW, THEREFORE, BE IT RESOLVED that the 2023 Budget be amended as follows:

DECREASE FUND BALANCE:

22-00000-34915000 Assigned Unappropriated Fund Balance \$120,500.00

INCREASE APPROPRIATION:

22-18160-54200010	Contracted Services MRF	\$5,500.00
22-18160-54238010	Disposal of C&D	\$65,000.00
22-18160-54238080	Disposal of Tires	\$10,000.00
22-18160-54418040	Maint & Repair of Bldgs	\$40,000.00

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. 227

**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.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is authorized to sell by on-line auction or scrap the following items and all spare parts:

<u>Dept. Vehicle No.</u>	<u>Description</u>	<u>Serial Number/VIN</u>
DPW 48	2005 Ford F-250	1FTSX21P55EC36505
DPW 387	2005 Western Star	5KKHAEDEX5PU80077

DPW 437	2016 International SA	1HTWLSUR1GH22157
DPW 587	2013 Chevrolet Impala	2G1WS5E34D1249824
DPW 753	1972 BlawKnox Road Widener	372020
SWM 821	2007 BobCat Skid Steer	530317817
SWM 837	2012 Bomag 772-RB-2	101570431008
SWM 854	1980 Mack Tilt Frame	DM686S6028
SWM	40 Yd Steel Packer Box	59998
SWM	Two (2) 40 Yd Sea Land Container	
SWM	40 Yd Open Top	
SWM	40 Yd Enclosed Box	
SWM	Geith Grapple	

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

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

RESOLUTION NO. 228

**TITLE: EXCEPTION TO RESOLUTION NO. 269-1990
SHERIFF’S OFFICE**

WHEREAS, Resolution No. 269-1990 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 Sheriff’s Office is experiencing difficulties in covering specific details pertaining to Deputy Sheriff’s and Corrections Officers; and

WHEREAS, from time to time employees in other County departments are willing to work on a per hour, as needed basis in the Sheriff’s Office.

THEREFORE, BE IT RESOLVED that Resolution No. 269 is hereby temporarily waived until December 31, 2024 for County employees who are willing to work on a per hour, as needed basis in the Sheriff’s Office.

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

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, 2024;

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	\$770,000.00	\$.00
Deposit	\$371,965.00	\$42,226.00
Franklin	\$417,150.00	\$34,695.00
Hancock	\$984,782.00	\$36,412.00
Harpersfield	\$334,296.00	\$70,465.02
Middletown	\$1,112,300.00	\$119,443.00
Sidney	\$344,317.00	\$29,505.00
Stamford	\$307,962.00	\$46,412.00
Walton	\$353,177.00	\$76,866.00

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	\$256,345.00
Arena Fire District	\$19,231.14
Andes Light	\$8,000.00

BOVINA

Bovina Center Light District	\$1,545.00
Bovina Rural Fire District	\$111,350.00
Bovina Water District	\$38,281.00
Bovina Sewer District	\$12,694.58

COLCHESTER

Downsville Fire District	\$268,363.05
Beaverkill Valley Fire District	\$1,008.54
Colchester Fire Protection District	\$12,000.00
Delinquent Cooks Falls Water	\$2,285.00
Delinquent Downsville Water	\$5,290.85

DAVENPORT

East Meredith Fire District	\$127,563.94
Davenport Fire District	\$51,255.06
Davenport Light District	\$1,980.00
Davenport Center Light District	\$2,640.00
West Davenport Light District	\$1,625.00
Davenport Water	\$6,580.00
Delinquent Water	\$5,357.60
DELHI	
Delhi Rural Fire District	\$256,350.13
DEPOSIT	
Deposit Fire and Ambulance	\$90,167.00
FRANKLIN	
Treadwell Light District	\$3,795.00
Treadwell Water District	\$11,940.00
Franklin-Treadwell Fire District	\$235,899.11
Delinquent Water Rent	\$521.30
HAMDEN	
Hamden Light District	\$1,950.00
DeLancey Light District	\$1,250.00
Delhi Fire District	\$589.88
Walton Fire District	\$16,485.00
Downsville Fire Protection	\$3,500.00
Delhi Rural Fire Protection	\$91,966.95
Downsville Fire District	\$5,266.95
Hamden Sewer District	\$11,848.20
Hamden Delinquent Water	\$6,740.00
DeLancey Delinquent Water	\$4,881.73
HANCOCK	
Upper Delaware Valley Ambulance District	\$9,025.86
Cadosia Light District	\$1,600.00
East Branch Light District	\$3,400.00
East Branch Fire District	\$103,505.00
East Branch Water District	\$25,075.00
Fishs Eddy Light District	\$2,800.00
Hancock Rural Fire District	\$141,944.54
Long Eddy Fire District	\$44,213.74
Hancock Ambulance District	\$238,890.60
HARPERSFIELD	
Stamford Fire District	\$113,219.56
Hobart Fire District	\$6,584.15

Davenport Fire District	\$15,520.58
North Harpersfield Fire Protection	\$43,500.00
North Harpersfield Light District	\$2,000.00
KORTRIGHT	
Kortright Fire District	\$121,998.06
Bloomville Light District	\$3,000.00
Bloomville Sewer District	\$18,120.27
Stamford Fire District	\$12,620.98
Hobart Rural Fire District	\$11,571.37
East Meredith Fire District	\$3,947.15
Davenport Fire District	\$8,882.24
Delinquent Water	\$9,992.40
MASONVILLE	
Masonville Fire District	\$124,950.00
Masonville Light District	\$3,300.00
MEREDITH	
East Meredith Light District	\$1,386.00
Delhi Fire District	\$39,944.10
Meredith Square Light District	\$660.00
Franklin-Treadwell Fire District	\$29,220.89
Meridale Rural Fire District	\$65,331.00
East Meredith Fire District	\$21,732.90
Meridale Light District	\$1,254.00
MIDDLETOWN	
Halcottsville Light District	\$785.00
Arena Fire District	\$18,837.32
Arkville Light District	\$4,925.00
Arkville Water District	\$16,400.00
New Kingston Light District	\$444.00
Arkville Fire District	\$43,455.00
Fire District No. 1	\$76,570.00
Middletown-Hardenburgh Fire District	\$336,439.61
Delinquent Arkville Water	\$12,326.28
Delinquent Halcottsville Water	\$1,960.73
ROXBURY	
Roxbury Fire District	\$200,000.00
Roxbury Light District	\$8,196.00
Roxbury Water District	\$36,318.00
Grand Gorge Fire District	\$150,875.00
Grand Gorge Light District	\$7,497.00
Grand Gorge Water District	\$80,624.00

Middletown/Hardenburgh Fire District	\$6,261.21
Roxbury Run Light District	\$3,499.00
Roxbury Sewer District (unit charge)	\$46,319.71
Denver Sewer District (debt charge)	\$.00
Denver Sewer District (unit charge)	\$113,308.00
Denver Water District	\$25,426.00
Delinquent Denver Water	\$1,672.88
Delinquent Grand Gorge Water	\$8,563.46
Delinquent Roxbury Water	\$4,784.55
SIDNEY	
Consolidated Health District	\$3,400.00
Sidney Center Light District	\$3,500.00
Sidney Center Fire District	\$92,021.00
Sidney Fire Protection District	\$79,336.00
STAMFORD	
Stamford Fire District	\$53,977.36
South Kortright Fire District	\$4,629.20
Hobart Fire District	\$36,744.48
Kortright Fire District	\$14,141.94
South Kortright Light District	\$1,700.00
South Kortright Sewer	\$4,971.14
TOMPKINS	
Tompkins Fire District	\$160,999.00
Hancock Rural Fire District	\$16,789.46
Sewer District	\$6,871.58
WALTON	
Walton Fire District	\$367,365.00

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	\$759,797.00	\$1,044,500.00
Bovina	\$356,388.00	\$445,293.00
Colchester	\$1,219,981.00	\$1,323,400.00
Davenport	\$334,010.00	\$779,799.00

<u>TOWN</u>	<u>TOWN GENERAL</u>	<u>HIGHWAY TOWNWIDE</u>
Delhi	\$437,000.00	\$679,674.40
Deposit	\$348,306.00	\$488,458.00
Franklin	\$182,220.00	\$735,100.00
Hamden	\$226,904.00	\$673,650.00
Hancock	\$492,742.00	\$877,559.00
Harpersfield	\$375,121.00	\$291,882.00
Kortright	\$453,093.00	\$679,950.00
Masonville	\$216,829.00	\$624,000.00
Meredith	\$244,203.71	\$726,862.00
Middletown	\$916,729.00	\$1,054,450.00
Roxbury	\$986,419.00	\$1,375,906.00
Sidney	\$402,348.00	\$343,403.00
Stamford	\$338,269.00	\$244,951.00
Tompkins	\$293,877.00	\$798,598.00
Walton	\$307,393.00	\$653,523.00

The resolution was seconded by Mr. Marshfield.

Mr. Merrill stated that he trusts all the Supervisors have checked over the tax amounts for accuracy as once they are voted upon they are then final.

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

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 \$35,798,940.36 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 27, 2023 the taxes be returnable the first day of April 2024 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 2024 upon the collector's complying with the statute thereto.

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

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. Vernold and unanimously adopted.

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

RESOLUTION NO. 232

TITLE: 2024 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 meeting will be held on the dates and times as stated below.

Wednesday, January 3, 2024	- 1:00 p.m.	Wednesday, January 24, 2024	- 1:00 p.m.
Wednesday, February 28, 2024	- 1:00 p.m.		
Wednesday, March 13, 2024	- 1:00 p.m.	Wednesday, March 27, 2024	- 1:00 p.m.
Wednesday, April 10, 2024	- 1:00 p.m.	Wednesday, April 24, 2024	- 1:00 p.m.
Wednesday, May 8, 2024	- 1:00 p.m.	Wednesday, May 22, 2024	- 1:00 p.m.
Wednesday, June 26, 2024	- 1:00 p.m.		
Wednesday, July 24, 2024	- 1:00 p.m.		
Wednesday, August 28, 2024	- 1:00 p.m.		
Wednesday, September 25, 2024	- 1:00 p.m.		
Wednesday, October 9, 2024	- 1:00 p.m.	Wednesday, October 23, 2024	- 1:00 p.m.
Wednesday, November 13, 2024	- 1:00 p.m.	Tuesday, November 26, 2024	- 1:00 p.m.
Wednesday, December 11, 2024	- 1:00 p.m.		

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

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

RESOLUTION NO. 233

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 Wednesday, January 3, 2024 at 1:00 p.m. in the Supervisors' Room of the County Office Building, Delhi, New York.

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

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

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

RESOLUTION NO. 234

TITLE: APPROVAL TENTATIVE AGREEMENT BETWEEN DEPUTY SHERIFFS AND DELAWARE COUNTY

WHEREAS, the Human Resources Committee has reached a tentative agreement with the Delaware County Deputy Sheriffs Police Benevolent Association for the terms and conditions of employment for the years 2024, 2025, and 2026.

NOW, THEREFORE, BE IT RESOLVED that said tentative agreement is hereby approved as presented to the Board; and

BE IT FURTHER RESOLVED that the Chairman of the Board is authorized to execute a collective bargaining agreement which incorporates the terms of said tentative agreement.

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

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

RESOLUTION NO. 235

TITLE: APPROPRIATION OF FUNDS FOR THE DPW COMPLEX DEPARTMENT OF PUBLIC WORKS

WHEREAS, work is proceeding on the DPW Building project; and

WHEREAS, the appropriated contractual funds were exceeded for 2023.

NOW, THEREFORE, BE IT RESOLVED that the 2023 Budget be amended as follows:

INCREASE FUND BALANCE:

41-00000-34899000	Restricted Fund Balance	\$1,000,000.00
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INCREASE APPROPRIATION:

41-15112-54000000	Contractual Expense	\$1,000,000.00
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The resolution was seconded by Mr. Vernold.

In response to Mr. Marshfield, Mr. Haynes confirmed that these expenses were anticipated, and the funds had been allocated for this purpose.

The resolution was unanimously adopted.

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

RESOLUTION NO. 236

TITLE: AUTHORIZING APPROVAL OF THE ISSUANCE OF REVENUE BONDS BY THE CENTRAL BRADFORD PROGRESS AUTHORITY AND DECLARING THAT IT IS DESIRABLE FOR THE HEALTH, SAFETY AND WELFARE OF THE PEOPLE IN THIS COUNTY AND OTHER AREAS FOR THE CENTRAL BRADFORD PROGRESS AUTHORITY TO FINANCE CERTAIN FACILITIES SERVING THE PEOPLE OF THE COUNTY

WHEREAS, the Central Bradford Progress Authority (the “Authority”) is a body corporate and politic organized and existing under the provisions of the Pennsylvania Municipality Authorities Act, 53 Pa. Cons. Stat. §§5601 – 5622, as amended (the “Act”), having been incorporated by the Borough of Towanda, the Township of North Towanda, the Township of Towanda and the Township of Wysox, all located in Bradford County, Pennsylvania, and is authorized by the Act to finance projects for “hospitals” and “health centers” as defined in the Act; and

WHEREAS, the Authority has requested the approval of this county (the “County”) in connection with the issuance by the Authority of its revenue bonds, in multiple series, in a principal amount not to exceed \$280,000,000 (the “Bonds”), including a series of tax-exempt bonds in a principal amount not to exceed \$140,000,000 (the “Tax-Exempt Bonds”), for the purpose of making a loan to The Guthrie Clinic, a Pennsylvania nonprofit corporation, to finance a portion of the costs of a project relating to (1) the affiliation of The Guthrie Clinic with Our Lady of Lourdes Memorial Hospital, Inc. (“Lourdes”), a New York nonprofit corporation and its wholly-owned subsidiaries, through the assumption of its membership interest, including certain facilities and equipment located at various locations listed in Exhibit B attached hereto, including (a) an acute care hospital known as “Lourdes Hospital” located in Binghamton, New York; and (b) Lourdes and its affiliates’ ancillary related healthcare delivery business, including equipment, located at outpatient clinics, medical office buildings, physician offices, and other properties and facilities; and (2) the payment of the costs of issuing the Bonds (the various facilities referenced above are referred to herein as the “Facilities”). Lourdes affiliates include Binghamton Health Corporation, Corbett Corporation, Lourdes Realty Company, Inc., Southern Tier Medical Care, P.C., and Lourdes Health & Fitness, LLC; and

WHEREAS, Section 147(f) of the Internal Revenue Code (the “Code”) requires the approval of the governing body or chief elected representative of each state or local government jurisdiction on behalf of which tax-exempt bonds are to be issued, and each state or local government jurisdiction in which tax-exempt bond-financed facilities are located, following a public hearing by an authorized representative of the state or local government jurisdiction; and

WHEREAS, in accordance with the above-mentioned requirement, a public hearing was held by the Central Bradford Progress Authority, on behalf of, and as a joint undertaking of, the County and certain of those other host jurisdictions (the “Consenting Jurisdictions”) in which Facilities to be financed by the Tax-Exempt Bonds are located, respecting the proposed issuance of the Tax-Exempt Bonds and the purposes thereof, after notice of the hearing (the “Hearing Notice”) was published prior to the hearing date in one or more newspapers of general circulation in the County.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

- 1.The issuance of the Tax-Exempt Bonds is hereby approved in accordance with Section 147(f) of the Internal Revenue Code. By way of this Resolution, the County does not accept and through this approval does not impose any liability on the County in connection with the issuance of the Bonds, nor shall the credit or taxing power of the County be pledged in any way for the issuance of the Bonds or the financing of any projects with respect thereto.
- 2.It is hereby declared desirable for the health, safety and welfare of the people in the County to have the Central Bradford Progress Authority issue the Bonds for the purpose of financing the costs of the Facilities.
- 3.The proper officers, authorized representatives or designees of the County are hereby authorized, directed and empowered to execute and deliver a copy of these resolutions and such other documents or certifications as may be required or they may deem appropriate to carry out the purposes of these resolutions. Without limiting the generality of the foregoing authorization, a Certificate of Approval shall be executed and delivered in the form attached hereto as Exhibit A.
- 4.These resolutions shall be effective immediately upon adoption. All prior resolutions inconsistent herewith are hereby repealed to the extent of such inconsistency.

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

Mr. Merrill explained that The Guthrie Clinic has locations out of Pennsylvania and throughout the southern tier, and is in the process of establishing an affiliation with Our Lady of Lourdes Memorial Hospital, Inc. The Guthrie Clinic would like the County’s support to obtain a tax-exempt bond which will assist in their expansion to a location in Hancock as well as their continued expansion in our region. He furthered that Tioga, Broome, Chenango, Cortland, and Tompkins Counties have all supported the venture. He also clarified that the resolution in no way obligates Delaware County in any financial way or in association with the bonds, but only provides the necessary support similar to other letters of support the County has produced.

In response to Mr. Davis, Mr. Merrill confirmed that the County’s support is needed because these are tax-exempt bonds.

The resolution was and unanimously adopted.

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

RESOLUTION NO. 237

**TITLE: CORRECTION OF OMITTED TAX
REAL PROPERTY TAX SERVICES**

WHEREAS, the Director of Real Property Tax Services has been presented with a correction of omitted taxes for the 2022 and 2023 tax rolls in the Town of Walton, tax map no.

273.77-26 which was formerly an exempt property and was transferred to DSSS Enterprises Corporation.

THEREFORE, BE IT RESOLVED the sum of \$6,018.21 (town) is hereby authorized to be added to the 2024 tax bill.

The resolution was seconded by Mr. Taggart.

In response to Mr. Cetta, Mr. Merrill explained that the property had been tax exempt in the past, but is now owned by the DSSS Enterprises Corporation and subject to taxation. Chairman Molé added that the Director of Real Property Tax Services had previously spoken to the Walton Town Clerk regarding the correction.

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

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

RESOLUTION NO. 238

**TITLE: LEVYING OF 2023 - 2024 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:

TOWN RELEVIED	TAX	7% PENALTY	TOTAL TAX
ANDES	272,567.43	19,079.76	291,647.19
BOVINA	144,190.08	10,093.35	154,283.43
COLCHESTER	254,630.20	17,824.25	272,454.45
DAVENPORT	279,169.18	19,541.81	298,710.99
DELHI	282,894.95	19,802.64	302,697.59
DEPOSIT	287,477.48	20,123.49	307,600.97
FRANKLIN	382,080.54	26,745.57	408,826.11
HAMDEN	146,574.18	10,260.15	156,834.33
HANCOCK	613,245.32	42,927.26	656,172.58
HARPERSFIELD	352,106.82	24,647.51	376,754.33

KORTRIGHT	268,868.99	18,820.90	287,689.89
MASONVILLE	177,503.59	12,425.29	189,928.88
MEREDITH	179,240.23	12,546.80	191,787.03
MIDDLETOWN	629,145.35	44,040.24	673,185.59
ROXBURY	468,010.89	32,760.88	500,771.77
SIDNEY	432,788.99	30,295.26	463,084.25
STAMFORD	388,214.75	27,174.91	415,389.66
TOMPKINS	169,154.03	11,840.81	180,994.84
WALTON	418,268.54	29,278.83	447,547.37
Totals ...	\$6,146,131.54	\$430,229.71	\$6,576,361.25

The resolution was seconded by Mr. Marshfield.

Mr. Marshfield added that one reason the County must maintain an available fund balance is to make the Towns whole regarding unpaid school taxes. Budget Director Art Merrill agreed.

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

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

RESOLUTION NO. 239

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$2,682,503.36 are hereby presented to the Board of Supervisors for approval of payment;

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	\$1,797,240.20
OET	\$15,004.90
Public Safety Comm System	\$19,623.07
Insurance Risk	\$0.00
CAP 97 Main	\$0.00
CAP MH	\$0.00
CAP DSS	\$60,962.53
Highway Audits, as Follows:	
Weights & Measures	\$104.83
Solid Waste/Landfill	\$127,647.94
Road	\$144,730.28
Machinery	\$350,248.81

Capital Solid Waste	\$48,979.75
Capital Road & Bridge	\$49,100.17
CAP DPW Complex	\$68,860.88

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

Chairman Molé gave the following statement:

“Before we adjourn today, I wanted to take a few moments to recognize the work and dedication of seven supervisors. Each one of these dedicated public servants has left a lasting mark and they deserve our gratitude. In recent years, Delaware County has been faced with the challenges that come with an ever-changing social and political landscape. We have worked extremely hard to pass responsible budgets, keeping under the state-imposed tax cap while also working to construct multiple capital projects to replace and upgrade woefully outdated infrastructure. As our population demographics have changed we have had to meet the increasing demands of an aging population and the needs of our community as the cost of living has continued to increase. We have not been immune to the societal needs of community members feeling the crunch of rising inflation, housing costs and transportation costs and the rising opioid epidemic and homelessness that we are facing today. Along with these challenges we have continued the 30-years of negotiating with New York City to protect our local rights while also being responsible stewards of New York City’s water supply. To add to the already full plates of our supervisors, we have worked over the past 3 years to respond to a worldwide pandemic and the lasting impacts it brought to our workplace and community.

I would like to begin by recognizing James Eisel, Sr. We did invite him this afternoon, but regretfully he could not make it. Mr. Eisel left the Board in February of this year due to illness after serving as Harpersfield Supervisor for 31 years. He came on to the board at a time when New York City was imposing restrictive rules and regulations to deter and even eliminate growth in the upstate watershed region. The EPA requirement that forced the City to either filter their water or provide a Filtration Avoidance plan created unrealistic policies that were essentially forcing businesses to leave the region and putting undue hardship on our agricultural community. Mr. Eisel was an original Catskill Watershed Corporation board member serving from the time of its inception in 1997 until his retirement this past February. He served as a champion for Delaware County communities, advocating for our rights as equal partners in the watershed, ensuring the creation of the CWC and WAC and forcing the creation of programs to be funded by the City that benefited water quality and enhanced the ability of our communities to remain sustainable and vibrant even with restrictive policies and regulations.

Mr. Eisel served as Chairman of the Board from 2001 through 2016, lending his professionalism and sense of fairness to supervising the day to day needs of our departments and representing the county at state, federal and regional level forums. He led the county through multiple major disasters including floods and blizzards, making the difficult decisions surrounding state of emergency declarations, even when we were cut off from the rest of the world. Serving as vice chair under Mr. Eisel for many years, I learned from him the importance of remaining calm and listening to the experts to make appropriate decisions during these critical

times. As if running the county wasn't enough, Jim and his wife ran the Harpersfield General Store until it closed, keeping them both busy 7 days a week. His voice of reason and level head are missed, but we wish him well as he enjoys his retirement.

I want to recognize Mrs. Patricia Valente. Patti has served as the Town of Davenport supervisor for the past 9 months, filling out the term of her late husband Dennis. I am not sure I could have stepped into such a demanding role after experiencing such a significant loss in my life, but Patti made a seamless transition that I can only imagine Dennis would be very proud of. Patti has proven herself to be a confident and knowledgeable member of this board and her contributions have been significant as we have grappled with balancing a difficult budget this year while still meeting the growing needs of our residents.

I would be remiss if I did not acknowledge the 17 years and 4 months Mr. Dennis Valente served our larger community. Mr. Valente was so much more than just the Supervisor from Davenport; he represented his community with a conviction like no other. Dennis never mixed words and he told it how he saw it, never worrying about who might be offended because he voted by his beliefs, always representing those who elected him. Dennis was very good at cutting to the chase, making his point and respecting the process in the end. He served on several committees and boards with the same no-nonsense attitude, never apologizing for his beliefs to anyone. He served on the Cornell Cooperative Extension Board, the Delaware County Chamber of Commerce Board and the Delaware County Agriculture and Farmland Protection Board. As the chair of the Economic Development Committee Dennis championed economic growth, especially in areas that would complement and take advantage of the many assets of Delaware County. He was critical to the transition of Economic Development to the TPA, making it a priority to get it right the first time. As if his work at the county wasn't enough, he, along with Patti grew a successful garden center business in Davenport, advocating for small business and the agricultural community. The Valentés have both been tremendous assets to this county. Patti I wish you well as you continue the dream you built with Dennis and I hope your time on the board, albeit brief, has been positive.”

Ms. Molé presented Mrs. Valente with a plaque naming both her and Mr. Valente, stating that the Board wanted to recognize both herself and Mr. Valente simultaneously. The plaque is made out in recognition of Dennis Valente and Patricia Valente, Town of Davenport Supervisors 2006 through 2023, in grateful recognition of eighteen years of dedicated service, outstanding sense of community, and their contributions to the citizens of Delaware County.

Mrs. Valente expressed her appreciation for the recognition of herself and Dennis together. She thanked the Board for their support during the time she was Supervisor, and the confidence placed in her. She mused that she could hear Dennis' urging encouragement to 'keep the trains running on time' and 'Patti you can do this.' She echoed these words to the new incoming supervisors of 2024, that they can do it, and will have all the assistance and support they might need from the Board. She expressed her faith that they will also 'keep the trains running on time.'

Chairman Molé continued her statement:

“Next is Mr. Thomas Axtell. Tom Axtell has served as the Town of Deposit Supervisor for the past 16 years. Prior to becoming Supervisor, Tom served as the very first Planning Board chair in the Town of Deposit. He ran for office to make a difference in how business was done, seeking better ways to serve the community while reducing redundancy in governmental services. Right out of the gates Tom worked with our Department of Public Works to consolidate highway services by piloting a project that would turn the 11 miles of County-owned road over to the Town of Deposit in exchange for taking over the County patrol in Deposit as the new Town of Deposit Highway building. It didn’t go without hiccups, but Tom proved he had a willingness to be proactive and make decisions that made sense for all. Tom championed the departments he served, supporting the Department of Emergency Services and Economic Development especially. When the County sought solutions for a waning volunteer ambulance service and the transition to make the Department of Economic Development the tourism promotion agency, Tom became an asset, adding his voice and thoughtful nature to the conversation to help lead us to the best solution for all parties involved.

Mr. Axtell served for many years as the legislative representative on the Southern Tier 8 Regional Planning and Development Board. During his tenure, the ST8 Board saw the retirement of all of their senior staff after more than 30 years and then experienced a full reconfiguration of the organization after a new executive director was brought on board. Mr. Axtell was the chair of that Board’s finance committee and oversaw the restructuring of their books and bylaws after a federal audit brought to light some discrepancies with current laws. As a retired NYS DEC forester with a lifetime of knowledge in the natural resources of Delaware County, Tom shared his expertise to help form the Upper Delaware River Tailwaters Coalition and to this day advocates for protection of our great resources while supporting the needs of our local riverside communities. Tom’s knowledge and wisdom have been of great importance to our county and he will be missed.”

Ms. Molé presented Mr. Axtell with a plaque made out in grateful recognition of sixteen years of dedicated service, outstanding sense of community, and his contributions to the citizens of Delaware County.

Mr. Axtell thanked the Board and stated that serving on the Board of Supervisors has been a privilege. There have been a lot of changes over the past sixteen years, a lot of friendships made, though he will not miss having to drive around the reservoir to attend meetings.

Chairman Molé continued her statement:

“Next is Mr. Mark Tuthill. Mr. Tuthill has served as the Town of Delhi Supervisor for the past 10 years. He has also served as Vice Chairman of this board for the past six years. Mark began public service in Delhi as the Code Enforcement Officer before running for Supervisor in 2012. His experience as a code officer has served him well as we have taken on several capital projects over the course of his term. As the Chair of the Capital Projects committee Mark has played a key role in making sure we create building spaces that are built in a manner that can serve the public and the county for many years to come. Mark’s contributions to the County have been far reaching and he has represented the people of Delhi with a strong

sense of community and professionalism.

Mr. Tuthill's contributions on the Finance, Legislative and Shared Services Committees during the pandemic helped guide us through a transition we could never have planned for. Dealing with costs associated with staff being sent home and working to ensure we did not have to furlough staff was personal to him as a local leader and small business owner. He knew the impact on the communities' businesses if county jobs were lost or salaries were suspended. He knew long-lasting impacts to our local economy had the potential to devastate our local sustainability, so he helped develop and supported a plan to keep county employees working safely through remote work and continuing to pay employees as long as the shut-down lasted.

Mark has run a successful business on Main Street right here in Delhi for many years so I hope he will visit from time to time, and I wish him well as I am sure he will remain busy and involved in the community.”

Ms. Molé presented Mr. Tuthill with a plaque made out in grateful recognition of ten years of dedicated service, outstanding sense of community, and his contributions to the citizens of Delaware County.

Mr. Tuthill thanked the Board, and in agreement with the comments of Mr. Axtell, expressed just how many friends he's made over the years. He also acknowledged that he had lost some friends too, but overall, it has been an enjoyable experience. He stated that he appreciated everyone being so amenable to work with, including department heads and the other Board members.

Chairman Molé continued her statement:

“Next is Mr. Jeffrey Taggart. Jeff Taggart was elected as the Town of Franklin supervisor 10 years ago after serving as a town council member for many years. Jeff came on to the board ready to lead and serve in any capacity. Jeff has been vocal and often expresses his concerns and opinions, always representing the needs of the residents of Delaware County as he sees fit. As a member of the Finance Committee Jeff is conservative and always seeks ways to “trim the fat.” He holds our staff to a standard of service, never forgetting we serve the people of Delaware County first. His candid nature and willingness to share his viewpoint has made him an asset to the County.

Mr. Taggart has served as the Planning, Watershed Affairs, Recreation and Culture Committee chairman for several years, working on issues concerning the management of the watershed, hazard mitigation projects and agricultural projects. As a life-long farmer, his insight and expertise has proven to be invaluable in this capacity. Jeff has also served on the Delaware County Soil and Water Conservation District Board for the duration of his time as supervisor helping coordinate a very successful shared service program between the district and the county agencies. This relationship has streamlined programs to serve the larger public as well as farmers throughout the County. Jeff's candor and willingness to share his perspective, experiences and knowledge has made Delaware County a better place.”

Ms. Molé presented Mr. Taggart with a plaque made out in grateful recognition of ten years of dedicated service, outstanding sense of community, and his contributions to the citizens of Delaware County.

Mr. Taggart expressed how blessed he has been to serve on the Board. He has met friends he never would have had the opportunity to meet otherwise, and he believes participating in County government is something more people should do. He appreciates that he had the opportunity to serve the citizens of Delaware County, and he thanked the Board for their support. He expressed that the obligation of Supervisor has been one of the best experiences of his life.

Chairman Molé continued her statement:

“Lastly, I would like to acknowledge Mr. Carl Patrick Davis. Pat has served the Middletown community as Supervisor for the past 8 years. However, prior to becoming Supervisor Pat served as the Town of Middletown, Village of Fleischmanns and Village of Margaretville Code Enforcement officer for ten years. Mr. Davis was one of the first certified floodplain managers in the County and he served for many years as the Floodplain Administrator to the communities in the Town of Middletown. During the catastrophic flooding in 2011 Pat’s knowledge and passion for the communities he served made recovery in those communities quicker and easier, rebuilding in a manner that will reduce impacts in the future. It came as no surprise in 2015 when he was elected Supervisor that he would approach the job with the same expertise, enthusiasm and passion he had as code officer.

Mr. Davis has served on the Economic Development committee, the Planning, Watershed Affairs, Recreation and Culture Committee, the Public Safety Committee and the Public Works Committee during his tenure bringing his knowledge and desire to get things done with him. His contributions on each of these committees as well as this board has encouraged all of us to look at things a little differently and asking that we make the tough choices to better serve those who elected us. He has been and will always be a local champion in the watershed, never underestimating what could happen if we do not actively participate. He has never sat back on his laurels and he does what he knows is best not only for Middletown, but Delaware County as a whole. Pat owns and operates a very successful construction company in his spare time and we wish him a great deal of success.”

Ms. Molé presented Mr. Davis with a plaque made out in grateful recognition of eight years of dedicated service, outstanding sense of community, and his contributions to the citizens of Delaware County.

Mr. Davis stated that it has been an honor and a privilege to serve the people of Delaware County. He added that he was born and raised in Middletown, and asserted it is the greatest thing to serve the people he grew up with. He stated he has learned a lot from the experience of being Supervisor, and he recalled his father’s words of wisdom that nothing you ever learn will be wasted in your life. He expressed his appreciation to the Board, and thanked them all for their support.

Chairman Molé concluded her statement:

“As I hope all of you can see we have been blessed to work with each of these individuals and each of them will be missed as we move forward. I will share that I have had the opportunity to meet and speak with each of the newly elected Supervisors coming onto the Board in January and I believe they will serve their communities as well as their predecessors. I wish all of you well in your retirements and I am looking forward to a new year with new faces and a bright outlook for Delaware County.”

Chairman Molé introduced the five newly elected Supervisors, welcoming Rebecca Walley of Deposit, Donald Smith of Franklin, Glen Faulkner of Middletown, Maya Boukai of Delhi, and Timothy Kelso of Davenport.

Ms. Molé thanked Treasurer Beverly Shields for the tray of delicious cookies and wished everyone a Merry Christmas.

Upon a motion, the meeting was adjourned at 2:00 p.m.