

REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

MARCH 13, 2024

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, March 13, 2024 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. Faulkner led the Board in the Pledge of Allegiance to the Flag.

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

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

Mr. Gladstone provided an update on the location of the Cornell Cooperative Extension Board meeting scheduled at 6:00 p.m., stating that it will be held at the Walton Central High School instead of Hamden to accommodate the anticipated number of attendees. He furthered that there is a Zoom link available as well, and stated he will forward the link to the Clerk of the Board to distribute to Supervisors.

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

RESOLUTION NO. 39

**TITLE: 2023 BUDGET AMENDMENT
TRANSFER OF FUNDS
LEGAL AID TO INDIGENTS**

WHEREAS, the New York State Office of Indigent Legal Services (ILS) increased 18-B assigned counsel rates effective April 1, 2023; and

WHEREAS, assigned counsel rates were budgeted at \$60.00 per hour for misdemeanor cases and \$75.00 per hour for felony cases in the 2023 Budget; and

WHEREAS, NYS ILS increased the assigned counsel rate for both crimes to \$158.00 per hour; and

WHEREAS, ILS has provided for partial reimbursement for increased costs due to the rate change; and

WHEREAS, the Public Defender’s Office has submitted requests for reimbursement for the second, third and fourth quarters of 2023; and

WHEREAS, ILS approved the fourth quarter reimbursement in the amount of \$53,471.11 while still reviewing the second and third quarter requests; and

WHEREAS, the County received the fourth quarter reimbursement on March 4, 2024.

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

INCREASE REVENUE:

10-11170-43302500	State Aid Indigent Legal Services	\$53,741.11
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INCREASE APPROPRIATION:

10-11170-54535060	Professional Fees - Attorney	\$53,741.11
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The resolution was seconded by Mr. Vernold and adopted by the following vote: Ayes 194, Noes 0, Absent 6 (Layton).

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

RESOLUTION NO. 40

**TITLE: 2024 BUDGET AMENDMENT
APPROPRIATION OF OPIOID SETTLEMENT FUNDS**

WHEREAS, the Opioid Settlement Fund Advisory Board (OSFAB) of 2021 appropriated funding to counties to assist in the New York State’s efforts for treatment, recovery, harm reduction and prevention efforts; and

WHEREAS, Delaware County was awarded a total of \$540,965.95 from New York State Office of Addiction Services and Supports (OASAS) to be used for eligible costs incurred during the period January 1, 2022 and ending on December 31, 2039; and

WHEREAS, the Opioid Settlement Funds Committee has done a thorough and impartial review of proposals and has approved the following projects for funding:

- Mental Health Clinic for school prevention for the Collaborative and Proactive Solution Approach a one time funding: \$30,632.00
- Delaware County Jail to hire a per diem MH/SUD medication treatment provider: \$36,900.00
- Delaware County Jail to hire a per diem License Mental Health Professional for after hours for risk and monitoring status of inmates.: \$7,915.20

NOW, THEREFORE, BE IT RESOLVED that the 2024 Budget be amended as follows:

INCREASE REVENUE:

10-11325-43308902/1327890/887	State Aid Other-Opioid	\$75,447.20
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INCREASE APPROPRIATIONS:

10-14310-54586000/1327890/887	MH Dep-CPSA School Prevention	\$30,632.00
10-13150-54586000/1327890/887	DCJ- MH/SUD Provider	\$36,900.00
10-13150-54586000/1327890/887	DCJ- After Hours MH Provider	\$7,915.20

The resolution was seconded by Mr. Kosier.

In response to Mr. Marshfield, Mr. Cetta explained that \$7,915.20 was the requested amount.

The resolution was adopted by the following vote: Ayes 194, Noes 0, Absent 6 (Layton).

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

RESOLUTION NO. 41

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

LETTING OF FEBRUARY 15, 2024

Notice to bidders and proposals received having been filed and the bidding procedures and documents having been approved by the County Attorney:

BE IT RESOLVED, that the County Department of Public Works is authorized to make awards to the lowest bidders meeting specifications as follows:

PROPOSAL NO. 1-24	Rental of Construction Equipment to: A. Montano Co., Inc., 571 Route 212, Saugerties, NY 12477; A&M Excavating, 1156 Dick Mason Road, Delhi, NY 13753; Abele Tractor & Equipment Co., Inc., 72 Everett Road, Albany, NY 12205; Beck Equipment, Inc., PO Box 243, Preble, NY 13141; Bothar Construction, LLC, 170 East Service Road, Binghamton, NY 13901; Boyle Excavating, Inc., 233 Boyle Rd., Harpersfield, NY 13786; Broome Bituminous Products, Inc., 416 Prentice Road, Vestal, NY 13850; Cobleskill Stone Products, Inc., P.O. Box 220 Cobleskill, NY 12043; DG Construction Service, LLC, 220 State Road, Andes, NY 13731; Delaware Bulldozing Corp., 5700 Co. Hwy 18, Bloomville, NY 13739; Donegal Construction Corporation, PO Box 450, New Stanton, PA 15672; LaFever Excavating, Inc., 3135 Co Hwy 6,
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Bovina Center, NY 13740; Oneonta Equipment Rental and Sales, 532 Co. Hwy. 58, Oneonta, NY 13820; Partner Equipment Rentals LLC, 711 E. Chester St., Kingston, NY 12401; Pawlikowski's Excavating, 1215 Hamden Hill Rd., Delhi, NY 13753; Schulz's Trucking , 1838 Swantack Road, Bloomville, NY 13739; Stephenson Equipment Inc., 3 Industry Drive, Waterford, NY 12188; Suit-Kote Corp., 1911 Lorings Crossing Rd., Cortland, N.Y. 13045; Sullivan County Paving & Construction Inc., 1936 State Route 17B, White Lake, NY 12786; Tri-Town Development Corp., PO Box 237, Sidney, NY 13838; Tweedie Construction Services, 90 Crystal Creek Rd., Walton, NY 13856; Vestal Asphalt Inc., 201 Stage Road, Vestal, NY 13850; Yacano Enterprises LLC, PO Box 1049, Norwich, NY 13815.

Bid Price: See Summary Sheet

Towns may participate in this bids.

All original bids and a summary sheet of the bids received are on file for inspection at the office of the Clerk of the Board of Supervisors.

The resolution was seconded by Mr. Vernold.

Chairman Molé stated that these bids are done annually.

The resolution was adopted by the following vote: Ayes 194, Noes 0, Absent 6 (Layton).

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

RESOLUTION NO. 42

TITLE: AUTHORIZATION FOR AWARDS DEPARTMENT OF PUBLIC WORKS

LETTING OF FEBRUARY 15, 2024

Notice to bidders and proposals received having been filed and the bidding procedures and documents having been approved by the County Attorney:

BE IT RESOLVED, that the County Department of Public Works is authorized to make awards to the lowest bidders meeting specifications as follows:

PROPOSAL NO. 2-24 Cutting & Tree Trimming to: Asplundh Tree Expert, LLC, 5154
NY Rt. 26, Whitney Point, NY 13862

Bid Price: See Summary Sheet

Towns may participate in these bids.

All original bids and a summary sheet of the bids received are on file for inspection at the office of the Clerk of the Board of Supervisors.

The resolution was seconded by Mr. Vernold and adopted by the following vote: Ayes 194, Noes 0, Absent 6 (Layton).

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

RESOLUTION NO. 43

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

LETTING OF FEBRUARY 16, 2024

Notice to bidders and proposals received having been filed and the bidding procedures and documents having been approved by the County Attorney:

BE IT RESOLVED, that the County Department of Public Works is authorized to make awards to the lowest bidders meeting specifications as follows:

PROPOSAL NO. 3-24 Liquid Bituminous Concrete & Related Equipment Bid to: All States Construction, Inc., DBA Gorman Construction, 200 Church Street, Albany, NY 12202; Peckham Road Corp., 438 Vaughn Road, Hudson Falls, NY 12839; Suit-Kote Corp., 1911 Lorings Crossing Rd., Cortland, N.Y. 13045; Vestal Asphalt Inc., 201 Stage Road, Vestal, N.Y. 13850

Bid Price: See Summary Sheet

Towns may participate in these bids.

All original bids and a summary sheet of the bids received are on file for inspection at the office of the Clerk of the Board of Supervisors.

The resolution was seconded by Mr. Vernold and adopted by the following vote: Ayes 194, Noes 0, Absent 6 (Layton).

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

RESOLUTION NO. 44

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

LETTING OF FEBRUARY 21, 2024

Notice to bidders and proposals received having been filed and the bidding procedures and documents having been approved by the County Attorney:

BE IT RESOLVED, that the County Department of Public Works is authorized to make awards to the lowest bidders meeting specifications as follows:

PROPOSAL NO. 4-24 Asphalt Concrete & Related work to: Cobleskill Stone Products, Inc., P.O. Box 220 Cobleskill, N.Y. 12043

Bid Price: See Summary Sheet

PROPOSAL NO. 5-24 Asphalt Concrete & Related Work for Parking Lots, Sidewalks & Misc. Small Jobs to: Cobleskill Stone Products, Inc., P.O. Box 220 Cobleskill, N.Y. 12043

Bid Price: See Summary Sheet

PROPOSAL NO. 6-24 Hot Mix Asphalt, FOB Supplier's Plant to: Broome Bituminous Products Inc., 416 Prentice Road, Vestal, NY 13850; Cobleskill Stone Products, Inc., P.O. Box 220 Cobleskill, N.Y. 12043; Tri-City Highway Products, Inc., 145 Podpadic Rd., Richmondville, NY 12149

Bid Price: See Summary Sheet

Towns may participate in these bids.

All original bids and a summary sheet of the bids received are on file for inspection at the office of the Clerk of the Board of Supervisors.

The resolution was seconded by Mr. Vernold and adopted by the following vote:
Ayes 194, Noes 0, Absent 6 (Layton).

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

RESOLUTION NO. 45

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

LETTING OF FEBRUARY 23, 2024

Notice to bidders and proposals received having been filed and the bidding procedures and documents having been approved by the County Attorney:

BE IT RESOLVED, that the County Department of Public Works is authorized to make awards to the lowest bidders meeting specifications as follows:

PROPOSAL NO. 7-24 Stone & Gravel Products to: Carver Sand & Gravel LLC, PO Box 890, Coeymans, NY 12045; Burton F. Clark, Inc., PO Box 427, Delhi, NY 13753; Cobleskill Stone Products, Inc., PO Box 220, Cobleskill, NY 12043; Eric J Dahlberg Construction LLC., 696 Potter Mtn Rd., Gilboa, NY 12076; Delaware Bulldozing Corp., 5700 Co Hwy 18, Bloomville, NY 13739; LaFever Sand & Gravel, LLC, 3135 Co Hwy 6, Bovina Center, NY 13740; Masonville Stone Inc., 12999 St. Hwy 8, Masonville, NY 13804; Platterkill Mine LLC., 871 Bull Hill Rd., Gilboa, NY 12076; E&R Popes Excavating, LLC, 1073 Co. Hwy 1, Mt. Upton, NY 13809; Robinson Bros Excavating, 29119 St Hwy 10, Walton, NY 13856; Schaefer Enterprises of Deposit, Inc., 315 Old Route 10, Deposit, NY 13754; Seward Sand & Gravel, Inc., 532 Co Hwy 58, Oneonta, NY 13820; Sonny & Sons Stone Co., LLC, 13141 St Hwy 30, Downsville, NY 13755; Tri-City Highway Products, inc., 145 Podpadic Rd., Richmondville, NY 12149

Bid Price: See Summary Sheet

PROPOSAL NO. 8-24 Gravel Processing to: Seward Sand & Gravel, Inc., 532 Co Hwy 58, Oneonta, NY 13820

Bid Price: See Summary Sheet

Towns may participate in these bids.

All original bids and a summary sheet of the bids received are on file for inspection at the office of the Clerk of the Board of Supervisors.

The resolution was seconded by Mr. Vernold and adopted by the following vote: Ayes 194, Noes 0, Absent 6 (Layton).

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

RESOLUTION NO. 46

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

LETTING OF FEBRUARY 22, 2024

Notice to bidders and proposals received having been filed and the bidding procedures and documents having been approved by the County Attorney:

BE IT RESOLVED, that the County Department of Public Works is authorized to make awards to the lowest bidders meeting specifications as follows:

PROPOSAL NO. 9-24 Transit Mixed Concrete to: Otsego Ready Mix, Inc., 6459 St. Hwy 23, Oneonta, NY 13820

Bid Price: See Summary Sheet

PROPOSAL NO. 10-24 Used Steel Pipe & New Steel Pipe End Sections to: Allegany Pipe & Tubular, 2954 Co Rt 22, Andover, NY 14806-9616; Chemung Supply Corp., 2420 Corning Road, Elmira, NY 14903

Bid Price: See Summary Sheet

PROPOSAL NO. 11-24 Interlocking Steel Sheet Piling to: Chemung Supply Corp., 2420 Corning Road, Elmira, NY 14903

Bid Price: See Summary Sheet

PROPOSAL NO. 12-24 Gabions to: Chemung Supply Corp., 2420 Corning Road, Elmira, NY 14903

Bid Price: See Summary Sheet

PROPOSAL NO. 13-24 Plain Elastomeric Bridge Bearing Material to: Beacon Building Products, 1160 Scottsville Rd., Rochester, NY 14624

Bid Price: See Summary Sheet

PROPOSAL NO. 14-24 Elastomeric Concrete to: Beacon Building Products, 1160 Scottsville Rd., Rochester, NY 14624

Bid Price: See Summary Sheet

PROPOSAL NO. 15-24 Steel Sign Posts to: Chemung Supply Corp., 2420 Corning Road, Elmira, NY 14903

Bid Price: See Summary Sheet

PROPOSAL NO. 16-24 Bridge Deck Membrane to: Beacon Building Products, 1160 Scottsville Rd., Rochester, NY 14624

Bid Price: See Summary Sheet

PROPOSAL NO. 17-24 Portland Cement to: Pickett Building Materials, 6459 State Highway 23, Oneonta, NY 13820.

Bid Price: See Summary Sheet

Towns may participate in these bids.

All original bids and a summary sheet of the bids received are on file for inspection at the office of the Clerk of the Board of Supervisors.

The resolution was seconded by Mr. Vernold and adopted by the following vote: Ayes 194, Noes 0, Absent 6 (Layton).

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. 47

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$2,180,968.63 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	\$1,343,260.74
OET	\$47,855.72
Public Safety Comm System	\$6,720.72
Insurance Risk	\$0.00
CAP 97 Main	\$0.00
CAP MH	\$0.00
CAP DSS	\$2,761.87
Highway Audits, as Follows:	
Weights & Measures	\$342.13
Solid Waste/Landfill	\$20,783.95
Road	\$144,561.07
Machinery	\$93,560.53
Capital Solid Waste	\$132,997.00
Capital Road & Bridge	\$44,037.89
CAP DPW Complex	\$344,087.01

The resolution was seconded by Mr. Gladstone and adopted by the following vote:
Ayes 194, Noes 0, Absent 6 (Layton).

Upon a motion, the meeting was adjourned at 1:16 p.m.