

COMMITTEE APPROVAL
BY: Wayland Gladstone
DATE: 10/2/2024
BY PHONE: BY EMAIL: √ IN PERSON:
PRE-FILED: √ NOT PRE-FILED:

RESOLUTION NO. 154

TITLE: 2024 BUDGET AMENDMENT POLICE TRAFFIC SERVICES PROGRAM GRANT SHERIFF'S OFFICE

WHEREAS, the Sheriff's Office has been successful in securing grant funds with which to participate in the statewide Police Traffic Services Program; and

WHEREAS, the Sheriff's Office agrees to participate in "Statewide Police Traffic Services Program", the goal of which is to increase seat belt usage and reduce dangerous driving behaviors in an effort to reduce serious injury and death from traffic crashes; and

WHEREAS, involvement will include using dedicated overtime enforcement hours to participate in joint checkpoints with the State Police or other agencies where practical, or independently, in the waves of high-visibility enforcement planned throughout the year; and

WHEREAS, participation in this program will result in the award of a grant in the amount of \$10,965 to be used to pay the salaries of the road patrol deputies participating in this program which runs from October 1, 2024 through September 30, 2025.

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

INCREASE REVENUE:

10-13310-43338900/3310008/907	State OTR Public Safety	\$10,965.00
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INCREASE APPROPRIATION:

10-13310-51327000/3310008/907	Personal Services	\$10,965.00
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COMMITTEE APPROVAL
BY: Geoge Haynes
DATE: 10/2/2024
BY PHONE: √ BY EMAIL: IN PERSON:
PRE-FILED: √ NOT PRE-FILED:

RESOLUTION NO. 155

TITLE: CHANGE ORDER NO. 2 PROPOSAL NO. 27-24 DEPARTMENT OF PUBLIC WORKS

WHEREAS, Resolution No. 56 of 2024 authorized the award of Proposal No. 27-24, “Delaware County Bridge Structural Steel Preservation Project, PIN 9754.61, LD040802” to Amstar of Western New York, Inc., 825 Rein Road, Cheektowaga, NY 14225 for the bid amount of \$419,000.00; and

WHEREAS, Resolution No. 150 of 2024 authorized the signing of Change Order No. 1, a no cost time extension through November 10, 2024; and

WHEREAS, the structural inspections after the preliminary blasting and primer applications revealed significantly more structural damage than anticipated triggering a need to negotiate pricing for additional steel repairs; and

WHEREAS, the Contractor and the County have come to an agreement for the cost of the additional work.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 2 for Proposal No. 27-24 in amount of \$70,077.22 increasing the contract amount to \$489,077.22.

COMMITTEE APPROVAL
BY: Wayne Marshfield
DATE: 10/4/2024
BY PHONE: BY EMAIL: √ IN PERSON:
PRE-FILED: √ NOT PRE-FILED:

RESOLUTION NO. 156

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 No./VIN:</u>
DSS 446	2017 Chevrolet Malibu	1G1ZC5ST9HF119346
DSS 447	2018 Chevrolet Malibu	1G1ZC5ST5JF133069
DSS 455	2018 Chevrolet Malibu	1G1ZC5ST9JF285520

COMMITTEE APPROVAL
BY: Wayne Marshfield
DATE: 10/4/2024
BY PHONE: BY EMAIL: √ IN PERSON:
PRE-FILED: √ NOT PRE-FILED:

RESOLUTION NO. 157

TITLE: EXCEPTION TO RESOLUTION NO. 269-1990 DEPARTMENT OF SOCIAL SERVICES

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 Department of Social Services is experiencing an increase in Court-Ordered Home Studies; and

WHEREAS, from time to time employees in another program area (with training and background in Children's Services) of the Department of Social Services may be willing to work on a per-hour, as-needed basis to complete said Court-Ordered Home Studies.

NOW, THEREFORE, BE IT RESOLVED that Resolution No. 269 of 1990 is hereby temporarily waived until April 4, 2025, for County employees who are willing (and have the training/experience) to work on a per-hour, as-needed basis for the Department of Social Services to complete Court-Ordered Home Studies.

COMMITTEE APPROVAL
BY: Wayne Marshfield
DATE: 10/3/2024
BY PHONE: √ BY EMAIL: IN PERSON:
PRE-FILED: √ NOT PRE-FILED:

RESOLUTION NO. 158

TITLE: APPOINTMENT OF COMMISSIONER OF SOCIAL SERVICES

BE IT RESOLVED that Keith Weaver be appointed to the position of Commissioner of Social Services for a five-year term effective October 13, 2024, and ending October 12, 2029, at the salary of \$106,964.00.

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REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

SEPTEMBER 25, 2024

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, September 25, 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 except Mrs. Walley, Mr. Hinkley, and Mr. Layton.

Mr. Marshfield offered the invocation.

Ms. Boukai led the Board in the Pledge of Allegiance to the Flag.

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.

Chairman Molé granted privilege of the floor to Supervisor Vernold. Mr. Vernold introduced Ursula Hudak from The Roxbury Arts Group. Ms. Hudak is the Creative Opportunities Coordinator and manages the program New York State Regrant for Arts project. Last year they received \$80,000 to regrant to projects in Delaware County; they have asked for more this year but do not know how much will be funded. Ms. Hudak wanted the Supervisors to know about this opportunity for grants provided for the arts before the applications are open. Two types of grants are available for towns. They are a Community Arts Grant and a Creative Learning Grant for up to \$5,000. Informational sessions are available both in person and over Zoom and attending one session is a requirement. She noted the grant guidelines are posted on their website at roxburyartsgroup.org. Grant applications open October 18 and close on January 17. For more information, Ms. Hudak can be reached by email at community@roxburyartsgroup.org or by calling (607)326-7908.

Chairman Molé thanked Ms. Hudak for her presentation.

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

RESOLUTION NO. 136

**TITLE: 2024 BUDGET AMENDMENT
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, ILS has provided for partial reimbursement for increased costs due to the rate change; and

WHEREAS, the Public Defender's Office submitted a request for reimbursement for the second quarter of 2024; and

WHEREAS, ILS approved the full reimbursement request in the amount of \$35,328.55; and

WHEREAS, the County received said reimbursement on August 6, 2024.

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

INCREASE REVENUE:

10-11170-43302500	State Aid Indigent Legal Services	\$35,328.55
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INCREASE APPROPRIATION:

10-11170-54535060	Professional Fees - Attorney	\$35,328.55
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The resolution was seconded by Mr. Vernold and adopted by the following vote:
Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

In reply to Mr. Marshfield, the Clerk stated that approximately 25% of the rate increase is reimbursed to the County.

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

RESOLUTION NO. 137

**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:

- Alcohol and Drug Abuse Services to fund the Celebrating Fall Recovery Festival: \$2,400.00
- Delaware County Stop DWI to provide funds to purchase 13 sets of “impairment goggles” to be used for substance abuse/mental health prevention and education” \$13,296.00
- Stamford Wellness Center to fund a part-time counselor to provide substance use/mental health counseling for prevention and treatment: \$47,247

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

INCREASE REVENUE:

10-11325-43308902/1327890/887	State Aid Other-Opioid Revenue	\$62,943.00
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INCREASE APPROPRIATIONS:

10-14317-54586000/1327890/887	ADA- Celebrating Recovery Festival	\$2,400.00
10-13315-54586000/1327890/887	Stop DWI- Impairment Goggles	\$13,296.00
10-14310-54586000/1327890/887	MH- Stamford Wellness Center	\$47,247.00

The resolution was seconded by Mr. Vernold and adopted by the following vote:
Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

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

RESOLUTION NO. 138

**TITLE: 2024 BUDGET AMENDMENT
APPROPRIATION OF AMERICAN RESCUE PLAN (ARP) FUNDING**

WHEREAS, the American Rescue Plan Act of 2021 appropriated funding to governmental municipalities to assist in the economic recovery from the COVID-19 pandemic; and

WHEREAS, Delaware County was awarded a total of \$8,672,706 from the US Department of Treasury (USDT) to be used for eligible costs incurred during the period March 3, 2021 and ending on December 31, 2024; and

WHEREAS, the American Rescue Plan (ARP) Committee has done a thorough and impartial review of proposals and has approved the following project for funding:

- Village of Delhi Police Firing Range for building upgrade: \$4,078.99; and

WHEREAS, the remaining balance of ARP funds to allocate is \$12,579.49, and additional funds are needed to complete this specific project, leaving a balance of \$8,500.50 plus any unused funds from other allocated fund projects.

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

INCREASE REVENUE:

10-11325-44408902/1327889/888	Fed Aid Other-ARP	\$4,078.99
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INCREASE APPROPRIATION:

10-16326-54584000/1327889/888	Eco Dev Village of Delhi Firing Range	\$4,078.99
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The resolution was seconded by Mr. Merrill.

Mr. Marshfield elaborated on the projects that have been funded by ARPA funds. The funding has been used to improve the County Fairgrounds, a startup and backup ambulance service, County network upgrades through IT, Train to Work Initiative, Farm Enhancement Program, restoring the Soldiers Monument, broadband initiatives, County Transportation Initiative, DPW fuel island rehabilitation, County Comprehensive Plan, digitizing records and purchasing software, local police training, restoring parks and fire towers, and grief support. He said this funding has done a tremendous amount of good throughout the County.

The resolution was adopted by the following vote: Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

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

RESOLUTION NO. 139

**TITLE: 2024 BUDGET AMENDMENT
LOCAL GOVERNMENT RECORDS MANAGEMENT
IMPROVEMENT FUND GRANT AWARD
COUNTY CLERK/RECORDS MANAGEMENT**

WHEREAS, The Delaware County Clerk's Office has been awarded a grant of \$55,037.00 from the Local Government Records Management Improvement Fund (LGRMIF) for document conversion and access project to digitize records in the Delaware County Clerk's Office; and

WHEREAS, the County Clerk has accepted these funds.

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

INCREASE REVENUE:

10-11410-43308900/114001/963	State, Other General Gov	\$55,037.00
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INCREASE APPROPRIATION:

10-11410-54327000/114001/963	General, Grant	\$55,037.00
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The resolution was seconded by Mr. Vernold and adopted by the following vote:
Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

In reply to Mr. Marshfield, Mr. Merrill stated this is in addition to the ARPA funding.

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

RESOLUTION NO. 140

**TITLE: 2024 BUDGET AMENDMENT
ACCEPTANCE OF CENTER FOR TECH AND CIVIC LIFE (CTCL)
2024 RURAL AND NONMETRO ELECTION INFRASTRUCTURE GRANT
BOARD OF ELECTIONS**

WHEREAS, the Center for Tech and Civic Life (CTCL), a nonprofit and tax-exempt organization, has awarded a grant to Delaware County for the support of the Board of Elections' nonpartisan work planning and operationalizing reliable and secure election administration in 2024; and

WHEREAS, Delaware County Board of Elections has been approved of receiving \$50,000.00 in funds.

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

INCREASE REVENUE:

10-11450-42270602/1450015/961	Grant from Nonprofit	\$50,000.00
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INCREASE APPROPRIATION:

10-11450-54327000/1450015/961	General Grant Related Expenses	\$50,000.00
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The resolution was seconded by Mr. Vernold and adopted by the following vote:
Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

In reply to Chairman Molé, Elections Commissioner Judith Garrison stated this is for rural counties to be used for bipartisan administration of projects that would add to security that are not part of the usual budget.

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

RESOLUTION NO. 141

**TITLE: 2024 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF MENTAL HEALTH**

WHEREAS, Delaware County inmates have been deemed incapacitated to meaningfully participate in their criminal defense proceedings and require care from a NYS Psychiatric hospital; and

WHEREAS, Delaware County is 100% responsible for inpatient psychiatric hospital costs; and

WHEREAS, additional funding is needed to cover current inpatient hospitalizations.

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

TRANSFER FROM:

10-11990-54900000	Contingency	\$61,507.00
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TRANSFER TO:

10-14390-54535420	Professional Fees Psychiatric	\$61,507.00
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The resolution was seconded by Mr. Kosier and adopted by the following vote:
Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

In reply to Mr. Marshfield, Mr. Cetta stated that there was a change of state funding from 50% to none with 100% being funded by the County now.

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

RESOLUTION NO. 142

**TITLE: 2024 BUDGET ADMENDMENT
TRANSFER OF FUNDS
PUBLIC HEALTH SERVICES**

WHEREAS, New York State Department of Health has provided Public Health Infrastructure grant funding to strengthen the public health workforce through hiring of public health positions, supporting retention of current staff, making upgrades to the workplace to increase employee satisfaction, providing public health training, and providing public health support services to the public health department; and

WHEREAS, Public Health Infrastructure grant has approved the purchase of office furniture and a multifunction printer/copier; and

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

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

TRANSFER FROM:

10-14012-54327000/4012026/906	General Grant Related Exp	\$45,107.00
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TRANSFER TO:

10-14012-52200001/4012026/906	Equipment Grant	\$45,107.00
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The resolution was seconded by Mr. Kosier and adopted by the following vote:
Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

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

RESOLUTION NO. 143

**TITLE: 2024 BUDGET AMENDMENT
ACCEPTANCE OF FUNDS
DEPARTMENT OF MENTAL HEALTH**

WHEREAS, Delaware County Community Services received funds from Rehabilitative Support Services, RSS, for the purchase of a scanner and,

WHEREAS, the scanner will be located at the Delaware County Behavioral Facility.

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

INCREASE REVENUE:

10-14310-41162000	Mental Health OTH	\$962.49
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INCREASE EQUIPMENT:

10-14310-52200000	Equipment	\$962.49
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The resolution was seconded by Mr. Vernold and adopted by the following vote:
Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

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

RESOLUTION NO. 144

**TITLE: 2024 BUDGET AMENDMENT
ACCEPTANCE OF REALLOCATED STATE AID
DEPARTMENT OF MENTAL HEALTH**

WHEREAS, NYS Office of Mental Health has allocated funding for support services for outpatient mental health clinics; and

WHEREAS, Delaware County Community Services has determined that previously allocated funding to a contracted external consultant is no longer required shifting the support services to the agency; and

WHEREAS, Delaware County Community Services will receive this money in the 4th quarter 2024 state aid advance.

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

INCREASE REVENUE:

10-14310-43349004	State Mental Health RIV	\$23,400.00
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INCREASE APPROPRIATIONS:

10-14310-54135000	Books Magazines Prof Journal	\$7,000.00
10-14310-54458026	MH Outreach	\$5,000.00
10-14310-54565320	Recruitment and Retention	\$5,000.00
10-14310-54615000	Training	\$6,400.00

The resolution was seconded by Mr. Vernold and adopted by the following vote:
Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

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

RESOLUTION NO. 145

**TITLE: 2024 BUDGET AMENDMENT
EQUIPMENT PURCHASE
DEPARTMENT OF MENTAL HEALTH**

WHEREAS, Delaware County Mental Health requests that Federal Salary Share funds be designated for under-estimated cost of the purchase of two printers.

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

INCREASE REVENUE:

10-14310-44449000	Federal Salary Sharing MH	\$945.00
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INCREASE APPROPRIATION:

10-14310-52200000	Equipment	\$945.00
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The resolution was seconded by Mr. Vernold and adopted by the following vote:
Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

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

RESOLUTION NO. 146

**TITLE: OCCUPANCY TAX DISBURSEMENT APPROVAL
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, Delaware County established a Hotel Occupancy Tax for the purpose of promoting the tourism industry in Delaware County; and

WHEREAS, the Law stipulates that revenues derived from the occupancy tax are to be allocated for the promotion and development of the tourism industry in Delaware County; and

WHEREAS, pursuant to the Law, Delaware County established and empowered the Tourism Advisory Board to solicit, review and recommend proposals for the use of the funds raised from the occupancy tax for the promotion and development of the tourism industry in Delaware County; and

WHEREAS, the Tourism Advisory Board reviewed the proposals submitted by the Tourism Promotion Agent for Delaware County under the TPA grant program and has recommended them for approval by the Delaware County Board of Supervisors in the amount of \$75,960.60.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors approves the recommendations of the Tourism Advisory Board regarding TPA projects to be funded through occupancy tax revenues in 2024.

The resolution was seconded by Mr. Wilson.

In reply to Mr. Marshfield, Director of Economic Development Glenn Nealis explained the request is for the annual fees for Granicus and the Brandman Agency for the remainder of 2024 and they will transfer funds again in 2025 for the balance of the amount due.

The resolution was adopted by the following vote: Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

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

RESOLUTION NO. 147

**TITLE: 2024 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, the revenues received under the Hotel Occupancy Tax are set aside and placed into the Restricted Fund Balance (Hotel Occupancy Tax) for the purpose of the promotion and development of the tourism industry in Delaware County; and

WHEREAS, by Resolution No. 146 of 2024 the Board of Supervisors approved the use of Hotel Occupancy Tax revenues and the authorization of the use of Occupancy Tax revenues requires such funds to be transferred from the restricted fund balance.

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

INCREASE REVENUE:

10-00000-34899000	Restricted Fund Balance Hotel Occupancy Tax	\$75,960.60
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INCREASE APPROPRIATION:

10-16420-54535000	Professional Services	\$75,960.60
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The resolution was seconded by Mr. Wilson and adopted by the following vote: Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

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

RESOLUTION NO. 148

**TITLE: 2024 BUDGET AMENDMENT
RESOURCE ALLOCATION PROGRAM
ADDITIONAL ALLOCATION
YOUTH BUREAU**

WHEREAS, the Delaware County Youth Bureau is the designated local agency to administer the Resource Allocation Program; and

WHEREAS, the Youth Bureau budgeted \$49,049 for the Resource Allocation Program; and

WHEREAS, the State has allocated \$80,932 for Delaware County's Resource Allocation Program expenditures; and

WHEREAS, the additional expenditures will be 100% reimbursed by the State of New York.

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

INCREASE REVENUE:

10-17310-43382000	State Youth Programs	\$31,883.00
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INCREASE APPROPRIATION:

10-17310-54200000	Contracted Services	\$31,883.00
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The resolution was seconded by Mr. Faulkner and adopted by the following vote:
Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

Mr. Marshfield stated that they were given extra funding for youth sports programs. The ones that took advantage of it this year were Hancock and South Kortright Little League and Delhi Dance.

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

RESOLUTION NO. 149

**TITLE: 2024 BUDGET ADMENDMENT
ACCEPT FUNDS FOR THE FLEISCHMANN'S FREIGHT HOUSE
STABILIZATION AND REUSE PLAN
PLANNING DEPARTMENT**

WHEREAS, the Delaware County Planning Board has been awarded grant funds to develop a stabilization and reuse plan for the Fleischmann's Freight House; and

WHEREAS, the Delaware County Planning Board has been awarded \$80,000.00 from the A. Lindsay and Olive B. O'Connor Foundation, Inc. to be used toward the cost of engineering fees and structure stabilization expenses for the Fleischmann's Freight House; and

WHEREAS, matching funds in the amount of \$80,000.00 will be received from funding sources including Delaware County Economic Development, the Delaware County Industrial Development Agency and the Pasternak Family Foundation.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors accepts the funds on behalf of the Delaware County Planning Board; and

BE IT FURTHER RESOLVED that the 2024 Budget be amended to receive and dispense these moneys as follows:

INCREASE REVENUE:

10-18020-42270604/8020032/908	Grants O'Connor	\$80,000.00
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INCREASE APPROPRIATION:

10-18020-54327005/8020032/908	Grant Related Exp. O'Connor	\$80,000.00
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The resolution was seconded by Mr. Ellis.

In reply to Mr. Marshfield, Director of Planning Shelly Johnson-Bennett explained that the Freight House is where the Fleischmann's Depot was and has long since been gone. The Freight House is now owned by Catskill Revitalization Corporation (CRC) and is part of the historic rail system. In 1998 the O'Connor Foundation awarded \$80,000 to the Roxbury Depot to do stabilization work but the Roxbury Depot has had issues regarding their 501c status and the funds were never expended for the project. The O'Connor Foundation has worked with the Planning Department and CRC because the County holds the \$80,000, to relocate those dollars over to the Fleishmann's Freight House, so the funds are still supporting a railroad project and the historic rail system. The Freight House is actually in very good shape, but the bank is eroding, and the foundation is starting to collapse. They have entered into a contract to relocate it and reconstruct the foundation of the building and make it back into a depot that will allow the railroad to go up to the switchback and Highmount as part of the tourism program. This resolution is to accept the \$80,000 award from 1998 from the O'Connor Foundation to be able to do the work.

Mrs. Johnson-Bennett stated there is a study to determine what the actual use would be, but the ultimate goal is to put rail back in and run it to Highmount and back to Roxbury which would lengthen the tourism path, hopefully adding more tourism to the program. The building could become a welcome center or a museum.

The resolution was adopted by the following vote: Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

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

RESOLUTION NO. 150

TITLE: RESCIND RESOLUTION NO. 116 OF 2024 CHANGE ORDER NO. 1 PROPOSAL NO. 27-24 DEPARTMENT OF PUBLIC WORKS

WHEREAS, Resolution No. 56 of 2024 authorized the award of Proposal No. 27-24, "Delaware County Bridge Structural Steel Preservation Project, PIN 9754.61, LD040802" to Amstar of Western New York, Inc., 825 Rein Road, Cheektowaga, NY 14225 for the bid amount of \$419,000; and

WHEREAS, Resolution No. 116 of 2024 authorized the signing of Change Order No. 1, a no cost time extension through August 31, 2024; and

WHEREAS, Change Order No. 1 was never signed as it became apparent that the work was going to take longer than anticipated.

NOW, THEREFORE, BE IT RESOLVED that Resolution No. 116 of 2024 be rescinded and replaced with the following:

WHEREAS, the project has been delayed due to delays in structural steel repair detail preparation by the engineers and other negotiations; and

WHEREAS, this caused the Contractor to be unable to complete the project by the contract completion date.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 1 for Proposal 27-24 extending the Contract completion date until November 10, 2024, at no change in the Contract Amount of \$419,000.00.

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

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

RESOLUTION NO. 151

TITLE: AUTHORIZING THE CREATION OF A TRAFFIC DIVERSION PROGRAM DISTRICT ATTORNEY'S OFFICE

WHEREAS, the Delaware County District Attorney requests to establish a voluntary Traffic Diversion Program to serve an important public safety interest, by educating motorists charged with traffic infractions, rather than prosecuting them; and

WHEREAS, motorists charged with certain traffic infractions will be given the option of requesting enrollment in the Traffic Diversion Program, and if approved, participate in its courses on the rules of the road and safe driving practices; and

WHEREAS, Traffic Diversion Program participants will be required to pay a service charge to offset the cost of administering the program; these service charges will be collected by the County Treasurer's Office, a portion of which will be tendered to the municipality having jurisdiction of the original traffic infraction with the percentage amount disbursed to the municipality set at 80% and the percentage retained by the County set at 20%.

NOW, THEREFORE, BE IT RESOLVED that, effective immediately, the District Attorney is authorized to establish a local Traffic Diversion Program in order to increase traffic safety on the roadways of Delaware County.

The resolution was seconded by Mr. Wilson

Mr. Vernold questioned how the fees would be distributed to the towns. Mr. Marshfield stated he feels that the percentages that were determined by the finance committee should part of the resolution. Mr. Wilson stated that it was left so it could be renegotiated and reevaluated as needed. Chairman Molé stated this resolution is to establish the program. There was further discussion both in support of changing the resolution or to leave it as written.

Mr. Marshfield made a motion that the resolution be amended to include the percentage amount disbursed to the municipality set at 80% and the percentage retained by the County set at 20%.

Ms. Boukai seconded the motion.

The motion to amend the resolution was carried by the following vote: Ayes 90, Noes 88 (Merrill, Kelso, Smith, Haynes, Scott, Ellis, Wilson, Kosier, Molé), Absent 22 (Walley, Hinkley, Layton).

Mr. Wilson offered the resolution, as amended, and moved its adoption.

The resolution, as amended, was seconded by Mr. Marshfield and unanimously adopted.

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

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

RESOLUTION NO. 152

**TITLE: 2024 BUDGET ADMENDMENT
TRANSFER OF FUNDS
TREASURER'S OFFICE**

WHEREAS, an invoice was received from Systems East Inc. regarding tax collection software, and

WHEREAS, funding is needed in the contracted services account to pay the current maintenance and support agreement invoice due.

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

TRANSFER FROM:

10-11325-51000000	Personal Services exp-treas	\$29,019.00
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TRANSFER TO:

10-11325-54200000	Contracted Services	\$29,019.00
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The resolution was seconded by Mr. Vernold and adopted by the following vote: Ayes 173, Noes 5 (Gladstone), Absent 22 (Walley, Hinkley, Layton).

Mr. Marshfield expressed his disappointment that they were not made aware of annual service contract when this was approved for purchase with ARPA funds. Mr. Cetta agreed with Mr. Marshfield that the ARPA Committee was told nothing about an annual fee.

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

RESOLUTION NO. 153

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$2,245,669.33 were hereby presented to the Finance Committee for approval for payment on September 11, 2024 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	\$1,300,574.28
OET	\$14,171.90
Public Safety Comm System	\$2,431.25
CAP DSS	\$9,187.61
Highway Audits, as Follows:	
Solid Waste/Landfill	\$78,146.83
Road	\$5,860.26
Machinery	\$320,157.29
Capital Solid Waste	\$513,153.93
Capital Road & Bridge	\$1,975.98
CAP DPW Complex	\$10.00

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$2,415,090.61 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	\$1,507,810.63
OET	\$4,736.97
CAP DSS	\$53,247.85
Highway Audits, as Follows:	
Weights & Measures	\$176.68
Solid Waste/Landfill	\$94,128.14
Road	\$14,340.89
Machinery	\$317,485.16
Capital Solid Waste	\$40,648.87
Capital Road & Bridge	\$328,037.10
CAP DPW Complex	\$54,478.32

The resolution was seconded by Mr. Marshfield and adopted by the following vote:
Ayes 178, Noes 0, Absent 22 (Walley, Hinkley, Layton).

Upon a motion, the meeting was adjourned at 1:59 p.m.