

COMMITTEE APPROVAL
BY: Allen Hinkley
DATE: 3/5/2025
BY PHONE: BY EMAIL: IN PERSON: ✓
PREFILED: ✓ NOT-PREFILED:

RESOLUTION NO. 53

**TITLE: 2024 BUDGET AMENDMENT
ACCEPTANCE OF GENERAL ELECTION GRANT
BOARD OF ELECTIONS**

WHEREAS, New York State has issued a General Election Grant to Delaware County to reimburse expenses related to the 2024 General Election, and

WHEREAS, Delaware County Board of Elections has been approved of receiving \$20,490.27 in funds.

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

INCREASE REVENUE:

10-11450-4330800/1450017/961	State Board of Elections Grant	\$20,490.27
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INCREASE APPROPRIATION:

10-11450-54327000/1450017/961	General Grant Related Expenses	\$20,490.27
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COMMITTEE APPROVAL
BY: Allen Hinkley
DATE: 3/5/2025
BY PHONE: BY EMAIL: IN PERSON: ✓
PREFILED: ✓ NOT-PREFILED:

RESOLUTION NO. 54

**TITLE: 2024 BUDGET AMENDMENT
ACCEPTANCE OF BALLOT BY MAIL GRANT**

BOARD OF ELECTIONS

WHEREAS, New York State has issued a Ballot By Mail Grant to Delaware County to help with the expenses related to early voting and absentee ballots, postage, envelopes, and associated supplies and materials, and

WHEREAS, Delaware County Board of Elections has been approved of receiving \$26,956.87 in funds.

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

INCREASE REVENUE:

10-11450-4330800/1450018/961	State Board of Election Grant	\$26,956.87
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INCREASE APPROPRIATION:

10-11450-54327000/1450018/961	General Grant Related Expenses	\$26,956.87
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COMMITTEE APPROVAL
BY: Joe Cetta
DATE: 2/26/2025
BY PHONE: BY EMAIL: ✓ IN PERSON:
PREFILED: ✓ NOT-PREFILED:

RESOLUTION NO. 55

**TITLE: 2025 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 2025 Budget be amended as follows:

TRANSFER FROM:

10-11990-54900000	Contingency	\$40,332.55
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TRANSFER TO:

10-14390-54535420	Professional Fees Psychiatric	\$40,332.55
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COMMITTEE APPROVAL
BY: George Haynes
DATE: 3/5/2025
BY PHONE: <input checked="" type="checkbox"/> BY EMAIL: IN PERSON:
PREFILED: <input checked="" type="checkbox"/> NOT-PREFILED:

RESOLUTION NO. 56

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

LETTING OF FEBRUARY 13, 2025

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. 1-25

Rental of Construction Equipment to: A&M Excavating, 1156 Dick Mason Road, Delhi, NY 13753; Alta 5985 Court Street Rd, Syracuse, NY 13206; Boyle Excavating, Inc., 233 Boyle Rd., Harpersfield, NY 13786; 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, Bovina Center, NY 13740; Oneonta Equipment Rental and Sales, 532 Co. Hwy. 58, Oneonta, NY 13820; Pawlikowski's Excavating, 1215 Hamden Hill Rd., Delhi, NY 13753; Robert H. Finke & Sons, 1569 US Rotue 9W, Selkirk, NY 12158; Schulz's Trucking , 1838 Swantack Road, Bloomville, NY 13739; Stephenson Equipment Inc., 3 Industry Drive, Waterford, NY 12188; Suit-Kot Corporation, 1911 Lorings Crossing Rd., Cortland, NY 13045; 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

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.

COMMITTEE APPROVAL
BY: George Haynes
DATE: 3/5/2025
BY PHONE: <input checked="" type="checkbox"/> BY EMAIL: IN PERSON:
PREFILED: <input checked="" type="checkbox"/> NOT-PREFILED:

RESOLUTION NO. 57

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

LETTING OF FEBRUARY 27, 2025

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. 6-25	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; Carver Sand & Gravel (Heidelberg Materials), PO Box 890, Coeymans, NY 12045
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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.

COMMITTEE APPROVAL
BY: George Haynes
DATE: 3/5/2025
BY PHONE: <input checked="" type="checkbox"/> BY EMAIL: IN PERSON:
PREFILED: <input checked="" type="checkbox"/> NOT-PREFILED:

RESOLUTION NO. 58

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

LETTING OF FEBRUARY 27, 2025

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. 7-25 Stone & Gravel Products to: Aden Mining & Materials, Inc., 574, Rt 416, Montgomery, NY 12549; Carver Sand & Gravel LLC(Heidelberg Materials), 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; Delaware Bulldozing Corp., 5700 Co Hwy 18, Bloomville, NY 13739; LaFever Sand & Gravel, LLC, 3135 Co Hwy 6, Bovina Center, NY 13740; 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. 8-25 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.

COMMITTEE APPROVAL
BY: George Haynes
DATE: 3/5/2025
BY PHONE: <input checked="" type="checkbox"/> BY EMAIL: IN PERSON:
PREFILED: <input checked="" type="checkbox"/> NOT-PREFILED:

RESOLUTION NO. 59

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

LETTING OF FEBRUARY 25, 2025

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. 9-25 Transit Mixed Concrete to: Otsego Ready Mix, Inc., 6459 St. Hwy 23, Oneonta, NY 13820.

Bid Price: See Summary Sheet

PROPOSAL NO. 10-25 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. 11-25 Interlocking Steel Sheet Piling to: Chemung Supply Corp., 2420 Corning Road, Elmira, NY 14903

Bid Price: See Summary Sheet

PROPOSAL NO. 12-25 Gabions to: Chemung Supply Corp., 2420 Corning Road, Elmira, NY 14903

Bid Price: See Summary Sheet

PROPOSAL NO. 15-25 Steel Sign Posts to: Chemung Supply Corp., 2420 Corning Road,
Elmira, NY 14903

Bid Price: See Summary Sheet

PROPOSAL NO. 17-25 Portland Cement to: Pickett Building Materials, 6459 State
Highway 23, Oneonta, NY 13820.

Bid Price: See Summary Sheet

PROPOSAL NO. 18-25 Lubricating Oils to: Superior Lubricants, 32 Ward Rd., North
Tonawanda, NY 14120.

Bid Price: See Summary Sheet

PROPOSAL NO. 19-25 Welding Gasses to: Haun Welding Supply. 50 Mill Pond Rd.,
Danbury, CT, 06810

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.

COMMITTEE APPROVAL
BY: George Haynes
DATE: 3/7/2025
BY PHONE: <input checked="" type="checkbox"/> BY EMAIL: IN PERSON:
PREFILED: <input checked="" type="checkbox"/> NOT-PREFILED:

RESOLUTION NO. 60

**TITLE: NOTICE OF LEAD AGENCY STATUS
FOR THE REPLACEMENT OF BRIDGE 7-3, PIN 9755.49, D040938, BIN 3351890,
TOWN OF COLCHESTER, COUNTY OF DELAWARE**

WHEREAS, Bridge 7-3, County Route 7 over Spring Brook, Town of Colchester, County of Delaware will be replaced due to deteriorating condition and sight line issues, utilizing State and Federal funding for design and construction; and

WHEREAS, the Project has been classified as an “Unlisted Action” defined by the State Environmental Quality Review Act (SEQRA) due to the scope of the reconstruction; and

WHEREAS, the Project, being an Unlisted Action requires the use of a Short Environmental Assessment Form (SEAF), and no coordinated review of the project is necessary;

WHEREAS, the Board of Supervisors is seeking to assume the status of Lead Agency and will review SEAF Parts 1, 2 and 3 in accordance with 6NYCRR Part 617.

NOW, BE IT RESOLVED, that the Delaware County Board of Supervisors herewith assumes Lead Agency status pursuant to Part 617 for the project and authorizes the Department of Public Works to fulfill all the obligations and responsibilities associated with assuming that role.

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DRAFT

PUBLIC HEARING

DELAWARE COUNTY BOARD OF SUPERVISORS

**LOCAL LAW INTRO. NO. 1 OF 2025
DELAWARE COUNTY OCCUPANCY TAX LAW FOR
LODGING ESTABLISHMENTS AND SHORT-TERM RENTALS**

FEBRUARY 26, 2025

The Delaware County Board of Supervisors held a Public Hearing concerning Delaware County 2025 Tentative Budget in the Board of Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, at 1:00 p.m. on Wednesday, February 26, 2025, Chairman Tina Molé presiding.

Chairman Molé called the hearing to order and read the notice of public hearing:

NOTICE OF PUBLIC HEARING

**LOCAL LAW INTRO. NO. 1 OF 2025
DELAWARE COUNTY OCCUPANCY TAX LAW FOR
LODGING ESTABLISHMENTS AND SHORT-TERM RENTALS**

Notice is hereby given that a public hearing will be held by the Delaware County Board of Supervisors on Wednesday, February 26, 2025 at 1:00 p.m. in the Board of Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, concerning proposed Local Law Intro. No. 1 of 2025 entitled, Delaware County Occupancy Tax Law for Lodging Establishments and Short-Term Rentals.

All persons interested in speaking concerning the proposed local law will be heard at the aforementioned time and place. Disabled citizens who require assistance in attending said public hearing or in furnishing comments or suggestions should contact the Clerk of the Board's office to request assistance at (607) 832-5110.

Dated: February 14, 2025

Penny A. Bishop
Clerk of the Board
Delaware County Board of Supervisors

Chairman Molé stated that a sign-in sheet is being passed around and asked that anyone wishing to speak to please stand and state their full name and the town they are from.

Since no one wished to speak, Chairman Molé declared the hearing adjourned at 1:02 p.m.

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REGULAR MEETING

DELAWARE COUNTY BOARD OF SUPERVISORS

FEBRUARY 26, 2025

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, February 26, 2025, at 1:02 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, Chairman Tina B. Molé presiding.

The Clerk called the roll and all Supervisors were present, except Mr. Merrill, Mrs. Scott and Mr. Layton.

Reverend Rivera offered the invocation.

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

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

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

Chairman Molé granted privilege of the floor to Supervisor Vernold. Mr. Vernold introduced Shelly Johnson-Bennett, Commissioner of Planning, Parks, and Watershed Affairs, to give the status of the Clean Path Project and for a discussion on the NYSEG rate increase.

Mrs. Johnson-Bennett distributed a copy of an email from Attorney Kevin Young of Young/Sommer LLC along with a document that Mr. Young submitted on behalf of Delaware County to a judge at the Public Service Commission. Clean Path, a private company that built an electric line that goes from Delhi to New York City has withdrawn from the project. The New York Power Authority is picking up that project. Different than a private entity they are a public entity. They have eminent domain authorities; they have the power to do this project with very little involvement from the local communities.

Mr. Young submitted a letter of request to consider the impact to the upstate communities being the Towns of Delhi, Colchester, Hancock and Hamden. The biggest issue is our socioeconomics. The energy that is being generated is pushed downstate where they rely mostly on fossil fuel. Upstate gets most of their energy from nuclear plants, we are already considered 90% renewable. The cost of doing this project is being done on the backs of all the rate payers to NYSEG. Supply charges have gone up quite high. They have blamed it on the cold weather, but the supply cost is in some cases three or four times higher than last year. A lot of it is to account for the costs needed to build infrastructure to move energy to New York City.

The socioeconomics of that have hurt our rural communities. People must choose between buying their prescriptions or paying their electric bill because they can't afford both. They pay the electric bill because they cannot go without power. In this area you either have REA or NYSEG and are limited to which you can have. Mr. Young has submitted the demand for the state to consider the socioeconomics impact in the upstate communities to make way for the clean energy to basically push forward the Climate Leadership and Community Protection Act (CLCPA) which this Board has already objected to its implementation because of the impacts to the rural communities in previous resolutions.

Mr. Young would like to attend next month's meeting and do a presentation regarding this, after he has had time to meet with them. He would like to be prepared to pass a resolution and object to the Power Authority basically pushing this line through with absolutely no consideration for the impact on the Upstate region. He is asking for host communities benefits and a reduction in electric bills. He is asking that the Upstate communities be treated as equal partners in this project.

Mr. Driscoll stated that she is very interested. They have had so many people come into the town hall to complain about their electric bill. Even for the town hall the bill has doubled. She doesn't know how they can pay these bills with the expectation to go all electric. Some people in her town can't eat. She supports this completely.

Mrs. Johnson-Bennett stated that according to a recent housing study a third of Delaware County's population cannot afford at least one of the basic necessities of food, shelter, childcare, transportation or health care. When more than a third of your population can't afford the basics, they can't afford an increase in their electric bill. She has heard stories of people not being able to buy groceries or prescriptions or pay their mortgage because the electric bill is so high. That makes it very difficult to live in this region.

Chairman Molé questioned if anyone objected to Kevin Young attending the next month; no one objected.

In response to Mr. Cetta, Mrs. Johnson-Bennett explained Clean Path determined it was not cost effective if they had to pay taxes and host community benefits to the upstate communities. We filed against them if they would pay taxes in Westchester County and to New York City where they are getting the benefit of energy, but they are not going to pay taxes in Delaware County and Sullivan County, then it's a violation. So, because of that they determined they had to rerun the numbers as part of Article 7 to determine whether they could afford to do that, and they determined that it wasn't cost effective and could not afford to continue the project and withdrew.

In response to Mr. Marshfield, Mrs. Johnson-Bennett said Mr. Young is not sure but thinks no one will receive taxes because the Power Authority is a public company. That makes it more cost effective for them compared to a private company. It is a necessary line to provide the energy downstate but it's being done on the backs of our communities, and we are receiving no benefit for the cost. That is really the big issue.

In response to Mr. Marshfield, Mrs. Johnson-Bennett said an offer of a one-time purchase such as a truck rather than an ongoing benefit would not be enough to support the long-term cost of the impacts of having this in our communities. That is why Mr. Young objected to that sort of community benefit.

Mr. Marshfield commented this is a big deal to the four towns but for the Town of Delhi it is a super big deal because they are putting an ac-dc substation in Delhi. He doesn't know what the cost is but it is major.

Mrs. Johnson-Bennett agreed and commented that the cost to the community for that is substantially greater. The battery storage facility has a terrorist threat component, so it requires additional security measures. There are EMS considerations if there is a fire. How many would need to be evacuated? When could they go back to their homes? What are the air quality emissions? A lot of these studies were never done when they filed the application. We don't know of the potential benefits of having that facility in Delhi.

Mr. Marshfield commented that there had been a fire up north at a similar substation. It took weeks to put the fire out. They had no idea how to get the fire out. It's a unique project in our County and it has its own issues.

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

RESOLUTION NO. 37

**TITLE: 2024 BUDGET AMENDMENT
ACCEPTANCE OF SNAP ED FUNDING
OFFICE FOR THE AGING**

WHEREAS, the Office for the Aging has been granted \$108,184.00 from New York State to provide nutrition information through the Seniors' Health Improvement & Nutrition Education (SNAP ED) program; and

WHEREAS, the program has been designed to break the state up in area clusters for the provision of service; and

WHEREAS, there are residents who struggle with proper nutrition and obesity; and

WHEREAS, this funding will be used to provide nutrition education through direct education, workshops, and various other events through Delaware, Greene and Sullivan Counties.

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

INCREASE REVENUE:

10-16772-43377200/6772067/977 State Programs for Aging \$108,184.00

INCREASE APPROPRIATIONS:

10-16772-54327470/6772067/977	Grant Nutritionist	\$17,500.00
10-16772-54327200/6772067/977	Grant Contractual	\$25,325.00
10-16772-54327625/6772067/977	Grant Travel	\$5,010.00
10-16772-54327595/6772067/977	Grant Supplies	\$37,174.00
10-16772-54327520/6772067/977	Grant Postage	\$500.00
10-16772-54327000/6772067/977	General Grant Related Exp.	\$17,486.00
10-16772-52200001/6772067/977	Grant Equipment	\$5,189.00

The resolution was seconded by Mr. Vernold and adopted by the following vote: Ayes 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

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

RESOLUTION NO. 38

**TITLE: 2024 BUDGET AMENDMENT
DEPARTMENT OF PUBLIC WORKS
SOLID WASTE CAPITAL AND LANDFILL**

WHEREAS, a budget amendment needs to be made to the Solid Waste Fund 22 Budget to cover expenses for 2024; and

WHEREAS, Sales Tax revenue received for Fund 22 in 2024 was greater than budgeted.

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

INCREASE REVENUE:

22-18160-45503101	Interfund Transf (Fr GF S/Tax)	\$21,000.00
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INCREASE APPROPRIATIONS:

22-18160-51000000	Personal Services	\$13,000.00
22-18160-54238010	Disposal of C&D	\$8,000.00

The resolution was seconded by Mr. Kosier and adopted by the following vote: Ayes 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

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

RESOLUTION NO. 39

**TITLE: 2025 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 \$668,135.00 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 project for funding:

- Rural Health Network of South-Central New York Inc. to provide train the trainer for QPR in Delaware County \$14,716.83.

NOW, THEREFORE, BE IT RESOLVED that the 2025 Budget be amended as follows:

INCREASE REVENUE:

10-11325-43308902/1327890/887	State Aid Other-Opioid Revenue	\$14,716.83
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INCREASE APPROPRIATION:

10-14310-54586000/1327890/887	Contractual Opioid	\$14,716.83
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The resolution was seconded by Mr. Vernold and adopted by the following vote: Ayes 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

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

RESOLUTION NO. 40

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

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, on December 17, 2024, the Tourism Advisory Board reviewed the 2025 Media Plan proposal submitted by the Tourism Promotion Agency for Delaware County under the TPA grant program and has recommended for approval by the Delaware County Board of Supervisors the use of \$175,550 in occupancy tax revenues for the implementation of the plan.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors approves the recommendations of the Tourism Advisory Board to utilize \$175,550 in occupancy tax revenues to help fund the 2025 Media Plan.

The resolution was seconded by Mrs. Driscoll and adopted by the following vote: Ayes 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

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

RESOLUTION NO. 41

**TITLE: 2025 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. 40 of 2025 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 2025 Promotion of Tourism Budget be amended as follows:

INCREASE REVENUE:

10-00000-34899000/1325891/889	Hotel Occupancy Tax Reserve	\$175,550.00
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INCREASE APPROPRIATIONS:

10-16420-54105000	Advertising	\$115,050.00
10-16420-54535000	Professional Services	\$60,500.00

The resolution was seconded by Mrs. Driscoll.

In response to Mr. Marshfield, Director of Economic Development Glenn Nealis said that the revenues for 2023 were about \$409,000, and \$505,000 for 2024 including penalties.

In reply to Mr. Gladstone, Mr. Nealis stated that there is a time limit to register, make payments and to file reports. This wasn't a big amount but there were small amounts of interest and penalties.

The resolution was adopted by the following vote: Ayes 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

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

RESOLUTION NO. 42

2025 BUDGET AMENDMENT

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

WHEREAS, work is closing out on the DPW Building project; and

WHEREAS, the appropriated contractual funds for 2025 will not meet what is required.

NOW, THEREFORE, BE IT RESOLVED that the 2025 Budget be amended as follows:

DECREASE FUND BALANCE:

41-00000-34899000	Restricted Fund Balance	\$2,000,000.00
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INCREASE APPROPRIATION:

41-15112-54000000	Contractual Expense	\$2,000,000.00
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The resolution was seconded by Mr. Cetta and adopted by the following vote: Ayes 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

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

RESOLUTION NO. 43

**TITLE: AUTHORIZATION TO ENTER INTO AN AGREEMENT
WITH THE CITY OF NEW YORK FOR ROAD REPAIR AND MAINTENANCE ON
ALL NYC ROADS LOCATED IN THE COUNTY OF DELAWARE**

WHEREAS, The New York City Department of Environmental Protection (DEP) owns, maintains and operates approximately forty miles of public roads around the Pepacton and Cannonsville Reservoirs in the County; and

WHEREAS, DEP is desirous of contracting with the County for the maintenance and repair of those roads; and

WHEREAS, the DEP will deposit money with the County annually for work to be performed the following year with the total contract value being \$11,619,990.00 over a ten-year period.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board is authorized to enter into an agreement with the City of New York for the construction work.

The resolution was seconded by Mr. Vernold

In response to Mr. Marshfield, Mr. Haynes stated yes this is included in the budget, but this is a new contract.

In response to Mr. Gladstone, Commissioner of Public Works James Thomas said this contract is for reimbursement of our cost plus 25% for administrative cost.

Mr. Haynes stated that this is an increase over the previous contracts that were for 15% reimbursement.

The resolution was adopted by the following vote: Ayes 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

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

RESOLUTION NO. 44

TITLE: AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE

WHEREAS, a Project for the Delaware County Bridge Structural Steel Preservation Program (FFY26), PIN 9755.08 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of said program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the County of Delaware desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Preliminary Engineering/Design work.

NOW, THEREFORE, the Delaware County Board of Supervisors, duly convened, does hereby

RESOLVE, that the Delaware County Board of Supervisors hereby approves the above-subject project; and

IT IS FURTHER RESOLVED that the Delaware County Board of Supervisors hereby authorizes the County of Delaware to pay in the first instance 100% of the Federal and non-Federal share of the cost of Preliminary Engineering/Design work for the Project or portions thereof; and

IT IS FURTHER RESOLVED that the sum of \$71,000.00 is hereby appropriated from 34-15112-54000000 and made available to cover the cost of participation in the above phase of the Project; and

IT IS FURTHER RESOLVED that in the event the full Federal and non-Federal share costs of the Project exceeds the amount appropriated above, the Delaware County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and

IT IS FURTHER RESOLVED that the Chairman of the Board of the Delaware County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Delaware with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and

IT IS FURTHER RESOLVED that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and

IT IS FURTHER RESOLVED this resolution shall take effect immediately.

The resolution was seconded by Mr. Vernold

In response to Mr. Marshfield, Mr. Haynes indicated that this is for Turk Hill in Grand Gorge and Harper Road in Harpersfield.

The resolution was adopted by the following vote: Ayes 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

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

RESOLUTION NO. 45

TITLE: AUTHORIZATION TO ENTER INTO AGREEMENTS WITH MUNICIPALITIES, SCHOOL DISTRICTS, DISTRICT CORPORATIONS OR STATE AGENCIES FOR SHARED HIGHWAY SERVICES

WHEREAS, all municipalities, including the County of Delaware, have the power and authority to contract for the purpose of renting, leasing, exchanging, borrowing or maintaining of machinery and equipment, with or without operators, with other municipalities; and

WHEREAS, all municipalities, including the County of Delaware, have the power and authority to borrow or lend materials and supplies to other municipalities; and

WHEREAS, it is hereby determined that the County of Delaware and other municipalities have machinery and equipment which is not used during certain periods; and

WHEREAS, it is determined that the County of Delaware and other municipalities often have materials and supplies on hand which are not immediately needed; and

WHEREAS, it is hereby determined that by renting, borrowing, exchanging, leasing or maintaining highway machinery and equipment and the borrowing or lending of materials and supplies, the County of Delaware and other municipalities may avoid the necessity of purchasing certain needed highway machinery and equipment and the purchasing of or storing a large inventory of certain extra materials and supplies, thereby saving the taxpayers money; and

WHEREAS, it is recognized and determined, from a practical working arrangement, that no program of borrowing, exchanging, leasing, renting or maintaining of highway machinery and equipment or borrowing or lending of materials can be successful if each individual arrangement has to receive prior approval by the county Board and the governing board of each of the other municipalities which may be parties to such agreements, since such agreements must often be made on short notice and at times when governing bodies are not in session; and

WHEREAS, it is incumbent upon each municipality to design a simple method whereby materials and supplies, equipment and machinery, including the operators thereof, may be obtained or maintained with a minimum of paperwork and inconvenience and with a swift approval process; and

WHEREAS, it is the intent of the Delaware County Board of Supervisors to authorize the Commissioner of Public Works to enter into renting, exchanging, borrowing, lending or maintaining arrangements with the persons serving in similar capacities in other municipalities without the necessity of obtaining approval of the County board prior to the making of each individual arrangement; and

WHEREAS, a standard contract has been prepared which is expected to be adopted and placed into effect in other municipalities, and will grant the person holding the position comparable to that of the Commissioner of Public Works authority to make similar arrangements; and

WHEREAS, it is hereby determined that it will be in the best interest of the County of Delaware to be a party to such shared services arrangements.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board is hereby authorized to sign contracts with municipalities, School Districts, District Corporations or State agencies for Shared Highway Services.

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

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

RESOLUTION NO. 46

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

LETTING OF FEBRUARY 13, 2025

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. 2-25 Cutting & Tree Trimming to: Asplundh Tree Expert, LLC,
708 Blair Mill Rd., Willow Grove, PA 19090

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 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

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

RESOLUTION NO. 47

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

LETTING OF FEBRUARY 13, 2025

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. 3-25 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. Cetta and adopted by the following vote: Ayes 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

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

RESOLUTION NO. 48

**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 item:

<u>Dept/Vehicle</u>	<u>Description</u>	<u>Serial No./Vehicle ID NO.</u>
DSS 467	2020 Chevrolet Malibu	1G1ZC5STXLF103276

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

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

RESOLUTION NO. 49

**TITLE: CORRECTION OF CURRENT TAX ROLLS IN ACCORDANCE
WITH SECTION 554 OF THE REAL PROPERTY TAX LAW**

WHEREAS, the Director of the Real Property Tax Service Agency has been presented with an application for correction of the 2019 through 2027 tax roll by Supreme Court Order and after investigation recommends approval of the following:

BE IT RESOLVED that in accordance with Section 554 of the Real Property Tax law that the following be approved and the Chairman of the Board be authorized to sign the approval of the application on behalf of the Board.

Town of Delhi: Tax Map No. 192.-1-25, assessed to DRNC Realty, LLC., with the assessment of 10,800,000 be reduced as follows:

2019	9,000,000
2020	9,000,000
2021	8,000,000
2022	8,000,000
2023	7,000,000
2024-2027	7,000,000

Town and County Refunds are as follows:

2020 (\$6,121.04) Due to underpayment of the 2020 PILOT, this amount will be deducted from the refund amount from 2021.

2021	\$9,368.07 less \$6,121.04 = \$3,247.03
2022	\$16,024.89
2023	\$17,523.21
2024	\$29,275.07
2025	\$31,616.11
TOTAL	\$97,686.31

In response to Mr. Marshfield, Ms. Boukai said that DRNC Realty LLC is the nursing home.

The resolution was seconded by Mr. Vernold and adopted by the following vote: Ayes 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

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

RESOLUTION NO. 50

TITLE: LEGISLATIVE REQUEST FOR CONTINUATION OF SALES TAX LEVY

WHEREAS, the Delaware County Board of Supervisors requested the New York State Legislature to extend an increase in the sales tax levy in February of 2023; and

WHEREAS, the New York State Legislature amended the law to allow for the collection of a sales tax at a rate which is one percent additional to the statutory three percent rate authorized by law; and

WHEREAS, current authorization to collect the additional one percent sales tax expires on November 30, 2025; and

WHEREAS, the Board of Supervisors may formally request from the New State Legislature approval to continue with the additional tax every two years; and

WHEREAS, a continuation of the additional one percent sales tax levy was requested by the Board and approved by Chapter 314 of the Laws of 2023; and

WHEREAS, the Board believes it appropriate to use the sales tax as a means to help stabilize the county property tax levy.

NOW, THEREFORE, BE IT RESOLVED that the Delaware County Board of Supervisors formally request that the New York State Legislature amend Section 1210 of the Tax Law to allow Delaware County to continue the collection of the additional one percent sales tax consistent with state approvals in 2005, 2007, 2009, 2011, 2013, 2015, 2017, 2020, and 2023.

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

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

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

RESOLUTION NO. 51

**TITLE: 2025 BUDGET AMENDMENT
ACCEPTANCE OF ELECTRONIC POLL BOOK GRANT
BOARD OF ELECTIONS**

WHEREAS, New York State has issued an Electronic Poll Book Grant to Delaware County to help with the costs of new purchases of Electronic Poll Pads and new software; and

WHEREAS, Delaware County Board of Elections has been approved of receiving \$43,722.15 in funds,

NOW, THEREFORE, BE IT RESOLVED that the 2025 budget be amended as follows:

INCREASE REVENUE:

10-11450-43308000/1450016/961	Grant New York State	\$43,722.15
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INCREASE APPROPRIATION:

10-11450-54327000/1450016/961	Grant Related Expenses	\$43,722.15
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The resolution was seconded by Mr. Vernold and adopted by the following vote: Ayes 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

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

RESOLUTION NO. 52

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$2,054,622.76 were hereby presented to the Finance Committee for approval for payment on February 12, 2025 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	\$1,854,968.31
OET	\$61,749.68
Public Safety Comm System	\$722.50
CAP DSS	\$31,709.71
Highway Audits, as Follows:	
Solid Waste/Landfill	\$22,823.50
Road	\$84.06
Machinery	\$82,565.00

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$3,445,320.15 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	\$1,927,461.96
OET	\$150.00
CAP 97 Main	\$2,430.06
CAP DSS	\$24,893.16
Highway Audits, as Follows:	
Weights & Measures	\$189.52
Solid Waste/Landfill	\$147,607.81
Road	\$512,484.71
Machinery	\$133,455.57
Capital Solid Waste	\$22,494.63
Capital Road & Bridge	\$78,450.50
CAP DPW Complex	\$92,573.23
Capital Solid Waste Improvements	\$503,129.00

The resolution was seconded by Mr. Vernold and adopted by the following vote: Ayes 180, Noes 0, Absent 20 (Merrill, Scott, Layton).

Chairman Molé made the following committee appointments:

SOUTHERN TIER REGIONAL PLANNING AND DEVELOPMENT BOARD (ST8)
4-years term ending December 31, 2028

Appoint:

Sophia Picco, Economic Development Specialist

ReAppoint:

Supervisor Allen Hinkley

Mr. Kosier recalled Local Law Intro. No. 1 entitled *Delaware County Occupancy Tax Law for Lodging Establishments and Short-Term Rentals*.

The local law was seconded by Mrs. Driscoll and unanimously adopted.

Ms. Molé announced that the Social Services Committee would meet after the Board Meeting.

Upon a motion, the meeting was adjourned at 1:27 p.m.