

COMMITTEE APPROVAL
BY: George Haynes
DATE: 5/15/24
BY PHONE: <input checked="" type="checkbox"/> BY EMAIL: IN PERSON:
PRE-FILED: <input checked="" type="checkbox"/> NOT PRE-FILED:

**RESOLUTION NO. 91**

**TITLE: CHANGE ORDER NO. 2 OF PROPOSAL NO. 28-21  
ELECTRICAL CONSTRUCTION CONTRACT  
DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, Resolution No. 71 of 2021 authorized award of Proposal No. 28-21 Construction of three New Facilities for Delaware County Department of Public Works Electrical Construction Contract to NELCORP Electrical Contracting Corp, 35 North Kelly Avenue, Endwell, NY for the amount of \$1,749,100; and

**WHEREAS**, Resolution No. 162 of 2022, authorized Change Order No. 1 increasing the contract amount to \$1,794,116.00; and

**WHEREAS**, in response to design enhancement for providing additional IT networking capacity and building security for the Bloomville Facility, the following changes need to be made and have been agreed upon:

Item #1           CR-EC-3 Proposal - \$3,823.58  
Electrical changes for IT requirements at Bloomville site to accommodate additional network connectivity.

Item #2           CR-EC-7 Proposal - \$8,165.76  
Electrical changes for added IT room AC and lights including wiring as well as providing new light fixtures.

Item #3           CR-EC-3 Proposal - \$7,129.00  
IT Changes for wireless access points and camera termination

**NOW, THEREFORE, BE IT RESOLVED** that the Department of Public Works be authorized to execute Change Order No. 2 EC in the amount of \$19,118.34 increasing the contract amount from \$1,749,100 to \$1,794,116.34.

COMMITTEE APPROVAL
BY: Allen Hinkley
DATE: 5/8/24
BY PHONE: BY EMAIL: IN PERSON: ✓
PRE-FILED: ✓ NOT PRE-FILED:

**RESOLUTION NO. 92**

**TITLE: AUTHORIZATION FOR DISPOSITION OF PERSONAL PROPERTY  
NO LONGER NECESSARY FOR PUBLIC USE  
COUNTY CLERK'S OFFICE**

**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 County Clerk's Office is authorized to sell by trade-in or online auction or dispose of as unserviceable the following items:

<u>Department</u>	<u>Description</u>	<u>Serial Number</u>
CC	LEKTREIVER	25453

COMMITTEE APPROVAL
BY: Wayne Marshfield
DATE: 5/13/24
BY PHONE: BY EMAIL: IN PERSON: ✓
PRE-FILED: ✓ NOT PRE-FILED:

**RESOLUTION NO. 93**

**TITLE: DECLARATION OF JUNE 15<sup>TH</sup> AS WORLD ELDER ABUSE  
AWARENESS DAY  
DEPARTMENT OF SOCIAL SERVICES**

**WHEREAS**, World Elder Abuse Awareness Day, or WEAAD, is an annual initiative launched on June 15, 2006, by the International Network for the Prevention of Elder Abuse and adopted by the World Health Organization in 2011, providing communities around the world with an opportunity to achieve better understanding of the abuse and neglect of older people; and

**WHEREAS**, Delaware County Department of Social Services, Adult Protective Services, dedicates their efforts providing education, support, and resources to communities and the elderly population within Delaware County. With this critical knowledge and support, there is an increased awareness and identification, and involvement in combating elder abuse and neglect in Delaware County; and

**WHEREAS**, The Delaware County Department of Social Services respectfully requests that the Delaware County Board of Supervisors pass a resolution declaring June 15<sup>th</sup> as World Elder Abuse Awareness Day in Delaware County.

**NOW, THEREFORE, BE IT RESOLVED** that the Delaware County Board of Supervisors, formally and entirely, supports this resolution and declares June 15<sup>th</sup> as World Elder Abuse Awareness Day and to be recognized from here forth.

**DRAFT MINUTES**

**REGULAR MEETING**

**DELAWARE COUNTY BOARD OF SUPERVISORS**

**MAY 8, 2024**

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, May 8, 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.

Before doing roll call Chairman Tina B. Molé introduced Joanne McEntee as the new Assistant Clerk of the Board.

The Clerk called the roll and all Supervisors were present.

Mr. Marshfield offered the invocation.

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

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

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

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

**RESOLUTION NO. 82**

**TITLE: 2024 BUDGET AMENDMENT  
ACCEPTANCE OF O'CONNOR FOUNDATION GRANT  
PUBLIC HEALTH SERVICES**

**WHEREAS**, Public Health Services has received funding support through the O'Connor Foundation to revitalize space on the Delaware County fairgrounds to create a sensory safe space at the Delaware County Fair; and

**WHEREAS**, sensory safe spaces are requested by parents and families of children with special needs, and are being promoted by New York State Association of Agricultural Fairs and International Association of Fairs and Expositions; and

**WHEREAS**, in partnership with the Delaware County Agricultural Society a location to house a sensory safe space at the Delaware County Fair was chosen. Necessary updates provided with this funding will allow us to house a sensory safe space during the Delaware County Fair for years to come; and

**WHEREAS**, this revitalized location will provide the ground work for Delaware County Public Health Services to create a sensory safe area for children to unwind and relax while at the fair. Sensory-friendly design focuses on controlling the sights, sounds and smells that can be under- or overstimulating to children with autism and/or other developmental disabilities.

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

**INCREASE REVENUE:**

10-14012-42270603/4012027/906	Grants-Local Sources	\$5,000.00
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**INCREASE APPROPRIATION:**

10-14012-54327000/4012027/906	General Grant Related Exp	\$5,000.00
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The resolution was seconded by Mr. Marshfield and adopted by the following vote:  
Ayes 200, Noes 0, Absent 0.

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

**RESOLUTION NO. 83**

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

**WHEREAS**, previously approved and allocated occupancy tax funds remaining in the 2023 Promotion of Tourism budget were transferred into the Hotel Occupancy Tax Reserve at the end of the year; and

**WHEREAS**, such funds are required to implement the 2024 Promotion of Tourism Budget.

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

**INCREASE REVENUE:**

10-00000-34899000	Restricted Fund Balance – Hotel Occupancy Tax	\$78,016.80
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**INCREASE APPROPRIATIONS:**

10-16420-54105000	Advertising	\$3,243.21
10-16420-54465000	Miscellaneous	\$500.00
10-16420-54535000	Professional Fees	\$68,773.59
10-16420-54579000	Social Media	\$5,500.00

The resolution was seconded by Mr. Vernold and adopted by the following vote:  
Ayes 200, Noes 0, Absent 0.

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

**RESOLUTION NO. 84**

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

**WHEREAS**, funds remaining in the 2023 Promotion of Tourism budget that were transferred into the Tourism Reserve Account at the end of the year are related to grant funds received in regard to a specific project and need to be reappropriated for that purpose.

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

**INCREASE REVENUE:**

10-00000-34899000	Restricted Fund Balance	\$62,500.00
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**INCREASE APPROPRIATION:**

10-16420-54535000	Professional Services	\$62,500.00
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The resolution was seconded by Mr. Merrill and adopted by the following vote:  
Ayes 200, Noes 0, Absent 0.

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

**RESOLUTION NO. 85**

**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 (2024), PIN 9754.61 (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, Construction, Construction Support and Construction Inspection 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, Construction, Construction Support and Construction Inspection work for the Project or portions thereof; and

**IT IS FURTHER RESOLVED** that the sum of \$490,000.00 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 Delaware County Department of Public Works 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 reply to Mr. Marshfield, Commissioner of Public Works Jim Thomas stated the breakdown of funding would be 80% Federal, 15% State and 5% Local.

The resolution was adopted by the following vote: Ayes 200, Noes 0, Absent 0.

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

#### **RESOLUTION NO. 86**

#### **TITLE: AUTHORIZING THE IMPLEMENTATION AND FUNDING OF 100% OF THE COSTS OF A TRANSPORTATION PROJECT WHICH MAY BE ELIGIBLE FOR FEDERAL-AID AND/OR STATE-AID OR REIMBURSEMENT FROM BRIDGE NY FUNDS**

**WHEREAS**, a Project for the replacement of BIN 1063330: Dug Road over Cold Spring Creek, Town of Deposit, County of Delaware, PIN 9755.18 ("the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 95% Federal funds and 5% non-Federal funds; and

**WHEREAS**, the County of Delaware will design, let and construct the Project; and

**WHEREAS**, the County of Delaware desires to advance the Project by making a commitment of 100% of the costs of the work for the Project or portions thereof.

**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 100% of the cost of the Preliminary Engineering/Design, Construction, Construction Support and Construction Inspection work for the Project or portions thereof; with the understanding that qualified costs may be eligible for federal-aid, state-aid or reimbursement from Bridge NY funds; and

**IT IS FURTHER RESOLVED** that the sum of \$3,045,540.00 is hereby appropriated from 34-15112-54000000 and made available to cover the cost of participation in the above phases of the Project; and

**IT IS FURTHER RESOLVED** that the Delaware County Board of Supervisors hereby agrees that the County of Delaware shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid or Bridge NY funding awarded to the County of Delaware; and

**IT IS FURTHER RESOLVED** that in the event the Project costs not covered by federal-aid, state-aid or Bridge NY funding 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 Delaware County Department of Public Works thereof, and

**IT IS FURTHER RESOLVED** that the County of Delaware hereby agrees that the construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the project shall be completed within thirty (30) months; 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 state-aid Aid 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 County of Delaware's 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. Cetta and adopted by the following vote: Ayes 200, Noes 0, Absent 0.

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

## **RESOLUTION NO. 87**

### **TITLE: NATIONAL POLICE WEEK**

**WHEREAS**, by Presidential Executive Order and Resolution of the Congress, May 15 of each year is recognized as Peace Officer's Memorial Day, honoring all law enforcement officers who have died in the line of duty; and

**WHEREAS**, the week in which Peace Officer Memorial Day falls is celebrated as National Police Week, recognizing the important role that all law enforcement officers play in safeguarding the rights and freedoms of all citizens; and

**WHEREAS**, law enforcement officers perform an essential public service under difficult circumstances, especially today, in view of the Nation's unrest; and

**WHEREAS**, the vast majority of law enforcement officers are selfless public servants who accept as part of their profession being exposed to great danger in order to protect the life and property others, with, too often, tragic results, as we have already witnessed this year; and

**WHEREAS**, these dedicated officers deserve to be honored for their willingness to perform that essential public service on behalf of all our citizens; and

**WHEREAS**, the Delaware County Board of Supervisors wishes to acknowledge the difficult job we ask our Deputy Sheriffs and other police officers to perform, and to thank them for their willingness to do it; and

**WHEREAS**, the Delaware County Board of Supervisors is desirous of recognizing and honoring all those law enforcement officers who, over the years, have lost their lives in the line of duty.

**NOW, THEREFORE, BE IT RESOLVED** that the Delaware County Board of Supervisors does hereby acknowledge and honor the service of our Deputy Sheriffs, and all other police officers who have served, and who are serving in the County; and

**BE IT FURTHER RESOLVED** that the Delaware County Board of Supervisors does hereby declare May 15, 2024, to be Peace Officer Memorial Day in the County and does further declare the week of May 12 to 18, 2024 to be Police Week in Delaware County.

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

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

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

**RESOLUTION NO. 88**

**TITLE: DESIGNATION OF DEPOSITORY FOR DELAWARE COUNTY FUNDS  
RESCIND RESOLUTION NO. 6 OF 2024 DESIGNATION OF DEPOSITORY**

**WHEREAS**, it is necessary to designate additional financial institutions as depositories for Delaware County funds that are not listed in Resolution No. 6 of 2024.

**NOW, THEREFORE, BE IT RESOLVED** that Resolution No. 6 of 2024 entitled *Designation of Depository for Delaware County Funds* is hereby rescinded; and

**BE IT FURTHER RESOLVED**, pursuant to Section 212 of the County Law, as amended and now in force, the bank hereinafter specified is hereby designated as a depository for County Funds, together with the maximum amount that may be kept on deposit therein at any one time, and the County Treasurer is hereby authorized and directed to deposit County monies in the banks herein designated; and

**BE IT FURTHER RESOLVED**, the County Treasurer is authorized to wire funds and use electronic transfer of funds (ACH) from or to each facility; and

**BE IT FURTHER RESOLVED** that one certified copy of the resolution shall be filed in the office of the County Clerk, one in the office of the State Comptroller and two in the office of the County Treasurer by the Clerk of the Board of Supervisors.

Wayne Bank	\$120,000,000.00
The Delaware National Bank of Delhi	\$50,000,000.00
The Delaware National Bank of Delhi (Court and Trust Fund Designated by NYS Comptroller)	\$5,000,000.00
The National Bank and Trust Company	\$80,000,000.00
JP Morgan Chase	\$250,000.00
NY MuniTrust Cooperative Investment Pool	\$10,000,000.00
Community Bank NA	\$20,000,000.00

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

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

**RESOLUTION NO. 89**

**TITLE: PAYMENT OF AUDIT**

**WHEREAS**, bills and claims submitted and duly audited by the Clerk of the Board’s office in the amount of \$1,773,744.05 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	\$1,270,416.97
OET	\$12,551.71
Public Safety Comm System	\$3,033.50
Insurance Risk	\$0.00
CAP 97 Main	\$0.00
CAP MH	\$0.00
CAP DSS	\$186,045.48
Highway Audits, as Follows:	
Weights & Measures	\$40.48
Solid Waste/Landfill	\$57,523.48
Road	\$1,438.90
Machinery	\$122,801.05
Capital Solid Waste	\$109,433.50
Capital Road & Bridge	\$10,458.98
CAP DPW Complex	\$0.00

The resolution was seconded by Mr. Gladstone and adopted by the following vote:  
Ayes 200, Noes 0, Absent 0.

Mr. Marshfield announced that Sylvia Armanno, Commissioner of Social Services will be retiring June 16, 2024. Mrs. Armanno has served Delaware County for more than three decades and will be missed. Delaware County will be advertising for a new Commissioner of Social Services.

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

**RESOLUTION NO. 90**

**TITLE: EXECUTIVE SESSION**

**BE IT RESOLVED** that the Delaware County Board of Supervisors convene in executive session to discuss ongoing negotiations for the Streamside Acquisition Program (SAP).

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

The meeting reconvened in regular session with all Supervisors present except Mr. Kelso.

Upon a motion, the meeting was adjourned at 3:25 p.m.