

REGULAR MEETING
DELAWARE COUNTY BOARD OF SUPERVISORS

OCTOBER 8, 2025

The regular meeting of the Delaware County Board of Supervisors was held Wednesday, October 8, 2025, at 1:07 p.m. in the Supervisors' Room of the Senator Charles D. Cook County Office Building, 111 Main Street, Delhi, New York, Vice Chairman James Ellis presiding.

The Clerk called the roll and all Supervisors were present except Chairman Molé and Mr. Marshfield.

Reverend Larry Light offered the invocation.

Mr. Vernold 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.

Mr. Ellis granted privilege of the floor to Supervisor Vernold, who introduced Planning Commissioner Shelly Johnson-Bennett.

Mrs. Johnson-Bennett highlighted Resolution No. 157 proclaiming October 5–11, 2025 as National 4-H Week and stated Delaware County has a great 4-H program and introduced Corrine Tompkins, 4-H Camp Shankitunk Program Director to provide further information about Cornell Cooperative Extension of Delaware County's 4-H Program.

Mrs. Tompkins expressed her appreciation for the resolution to acknowledge National 4-H Week. She said 4-H Programs have been recognized nationally as even Niagara Falls was lit green in celebration of the national week. Mrs. Tompkins said campaigns have been running all week for the 4-H Program, including the day's theme "Do Good for 4-H Day," where acts of community service and volunteerism by 4-H youth and clubs completed over the years were highlighted.

Mrs. Tompkins introduced Maria Collins of the Country Bumpkins 4-H Club to share her experience in the 4-H Program.

Miss Collins said she has been a member of the 4-H Program for five years and has learned many skills from the organization, including communication and social skills, that she uses on a daily basis. Miss Collins said she is her school's class representative and the communication and social skills help her to advocate for what her classmates need and want. Miss Collins said she would not have as good of communications skills if not for the 4-H Program.

Miss Collins said 4-H has also taught her the ability to assess and navigate differences in learning and social situations. She said 4-H teaches that everybody should be treated with respect and that those in 4-H should do their best to include everyone and help their community. Miss Collins said she has learned much from 4-H and would not be the same person without it.

Miss Collins expressed her sincere appreciation to Corrine Tompkins and 4-H Community Educator Kaitlyn Conklin, and all who help make Delaware County 4-H so amazing.

Mrs. Tompkins said the Delaware County 4-H Program opened enrollment on October 1, and said 4-H staff are willing to bring informational packets and flyers to town halls to provide youth with necessary information for enrollment. Mrs. Tompkins thanked the Supervisors for their continued support of the 4-H Program and said she is looking forward to a strong year in 2026.

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

RESOLUTION NO. 164

**TITLE: 2025 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 the "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 \$11,729.00 to be used to pay the salaries of the road patrol deputies participating in this program. Said program runs from October 1st, 2025 through September 30th, 2026.

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

INCREASE REVENUE:

10-13310-43338900/3310009/907	State OTR Public Safety	\$11,729.00
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INCREASE APPROPRIATION:

10-13310-51327000/3310009/907	Personal Services	\$11,729.00
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The resolution was seconded by Mr. Faulkner and adopted by the following vote:
Ayes 192, Noes 0, Absent 8 (Molé, Marshfield).

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

RESOLUTION NO. 165

**TITLE: 2025 BUDGET AMENDMENT
TRANSFER OF FUNDS
DEPARTMENT OF MENTAL HEALTH**

WHEREAS, Delaware County Mental Health requests that Opioid Funds be transferred for the purchase of a Vein Visualization System; and

WHEREAS, funds need to be transferred from Opioid Contractual to Opioid Equipment.

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

TRANSFER FROM:

10-14317-54586000/132890/887	Opioid Contractual	\$5,699.00
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TRANSFER TO:

10-14317-52200004/1327890/887	Opioid Equipment	\$5,699.00
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The resolution was seconded by Mr. Vernold and adopted by the following vote:
Ayes 192, Noes 0, Absent 8 (Molé, Marshfield).

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

RESOLUTION NO. 166

**TITLE: APPROPRIATION OF SURPLUS
SOLID WASTE FUND
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the 2025 Solid Waste Budget is insufficient as budgeted due to unforeseen expenses; and

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

NOW, THEREFORE, BE IT RESOLVED that the following 2025 Budget modification be made:

DECREASE FUND BALANCE:

22-00000-34915000	Assigned Unappropriated Fund Balance	\$250,000.00
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INCREASE APPROPRIATIONS:

22-18160-54238040	Disposal of Leachate	\$211,000.00
22-18160-54545000	Propane Gas	\$1,500.00
22-18160-54595000	Supplies	\$37,500.00

The resolution was seconded by Mr. Kosier and adopted by the following vote: Ayes 192, Noes 0, Absent 8 (Molé, Marshfield).

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

RESOLUTION NO. 167

**TITLE: CHANGE ORDER NO. 2 OF PROPOSAL SW2-24
RECLAMATION OF EXISTING CELL 1
DEPARTMENT OF PUBLIC WORKS**

WHEREAS, Resolution No. 179 of 2024 authorized the award of Proposal No. SW 2-24 Reclamation of Existing Cell 1 to Byler Excavating, LLC., for the bid amount of \$2,477,940.00; and

WHEREAS, Resolution No. 105 of 2025 authorized change order No. 1 for a net decrease of \$6,818.50, bringing the contract to \$2,471,121.50; and

WHEREAS, the project is complete, and final quantities have been agreed upon; and

WHEREAS, work directive #3 has been completed resulting in an increase of \$53,621.78; and

WHEREAS, adjustments have been made to bid quantities, resulting in a decrease of \$392,226.00; and

WHEREAS, this results in a net decrease of \$338,604.22.

NOW, THEREFORE, BE IT RESOLVED that the Department of Public Works is herewith authorized to execute Change Order No. 2 for Proposal SW2-24 decreasing the Contract Amount by \$338,604.22 to \$2,132,517.28.

The resolution was seconded by Mr. Vernold and adopted by the following vote: Ayes 192, Noes 0, Absent 8 (Molé, Marshfield).

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

RESOLUTION NO. 168

TITLE: AUTHORIZATION TO ENTER INTO CONTRACT WITH AN ON-LINE AUCTION SERVICE FOR THE SALE OF SURPLUS EQUIPMENT DEPARTMENT OF PUBLIC WORKS

WHEREAS, Delaware County Department Works and other County departments have surplus equipment from time to time to dispose of; and

WHEREAS, after the Board of Supervisors passes a resolution declaring the equipment as surplus it needs to be sold by public bid; and

WHEREAS, numerous Towns in the County have successfully used Auctions International for the disposition of their property through an on-line auction to maximize the exposure to interested bidders and therefore maximize the revenue gained; and

WHEREAS, Auctions International has proposed a two-year contract to provide on-line auction services to the County with all commissions being paid by the purchasers not the County; and

WHEREAS, the County Attorney has reviewed and approved the contract.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors is herewith authorized to enter into the agreement with Auctions International, Inc., 11167 Big Tree Road, East Aurora, NY 14052 for the sale of surplus equipment.

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

Mr. Kosier recalled Local Law Intro. No. 2. The local law was seconded by Mrs. Driscoll.

LOCAL LAW INTRO. NO. 2 OF 2025

LOCAL LAW AUTHORIZING 12- AND 13-YEAR-OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF AN ADULT LICENSED HUNTER

BE IT ENACTED by the Delaware County Board of Supervisors as follows:

Section 1. Legislative Intent

The intent of this Local Law is to authorize Delaware County to permit 12- and 13-year-old individuals to continue to participate in the hunting opportunities in accordance with Environment Conservation Law § 11-0935. In 2021, New York State established a pilot program, allowing young hunters, ages 12 and 13, to hunt deer with firearms and crossbow through 2025 if a county authorizes such action within their municipality. The State recently

extended the pilot program through 2028. Delaware County passed a local law in 2024 to allow youth hunters to participate in the pilot program through 2025 and is passing this local law to extend the County's participation in this program through December 31, 2028.

Section 2. Pilot Program Authorization

Pursuant to Environmental Conservation Law, ECL 11-0935, Delaware County elects to continue to participate in the program to allow for young hunters, ages twelve (12) and thirteen (13), to hunt deer with a firearm, to include rifles, shotguns, and muzzle loaded firearms or crossbow through 2028.

Section 3. State Requirements to Adhere Once Authorized

Twelve (12) and thirteen (13) year-old licensed hunters shall be allowed to hunt deer with the following requirements to be followed:

- Twelve (12) and thirteen (13) year old licensed hunters shall be under the supervision of a licensed adult hunter, age 21 years or older, with a rifle, shotgun, or muzzle loading firearm in areas where and during the hunting season in which such firearms may be used; and
- Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer under the supervision of a licensed adult hunter, age 21 years or older, with a crossbow during the times when other hunters may use crossbows; and
- Supervision of a licensed adult hunter, age twenty-one (21) years or older, with at least three (3) years of experience who exercises dominion and control over the youth hunter at all times is required; and
- All licensed twelve (12) and thirteen (13) year-old hunters as well as their adult supervisors shall be required to wear fluorescent orange or pink clothing while engaged in hunting to an extent and covering so designated pursuant to the law, rules, and regulations promulgated by the State of New York; and
- All licensed twelve (12) and thirteen (13) year-old hunters shall remain at ground level while hunting deer with a crossbow, rifle, shotgun, or muzzleloader; and
- Notwithstanding any State or Federal Law to the contrary, this local law shall not authorize the hunting of bear by twelve (12) and thirteen (13) year-olds with a firearm or crossbow.

Section 4. Local Law Filing Requirements

A copy of this local law shall be sent to the New York State Department of Conservation as well as the NYS Department of State

Section 5. Severability

If any clause, sentence, paragraph, subdivision, section or part of this law, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined

in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 5. Effective Date

This local law shall take effect immediately upon filing and publication in accordance with Section 27 of the Municipal Home Rule.

The Local Law was adopted by the following vote: Ayes 192, Noes 0, Absent 8 (Molé, Marshfield).

Vice Chairman Ellis 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. 169

TITLE: ADOPTION OF STATE ADVISORY EQUALIZATION RATES

BE IT RESOLVED that the following State Equalization Rates be adopted for the apportionment of the 2026 County Tax Levy pursuant to Title 2 of Article 8 of the Real Property Tax Law:

ANDES	70.00
BOVINA	13.25
COLCHESTER	2.10
DAVENPORT	47.50
DELHI	32.00
DEPOSIT	3.55
FRANKLIN	67.00
HAMDEN	100.00
HANCOCK	8.00
HARPERSFIELD	16.00
KORTRIGHT	57.75
MASONVILLE	63.00
MEREDITH	57.75
MIDDLETOWN	59.00

ROXBURY	99.00
SIDNEY	50.00
STAMFORD	15.18
TOMPKINS	2.44
WALTON	100.00

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

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

RESOLUTION NO. 170

TITLE: PAYMENT OF AUDIT

WHEREAS, bills and claims submitted and duly audited by the Clerk of the Board's office in the amount of \$1,405,857.34 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	\$985,829.84
OET	\$0.00
Public Safety Comm System	\$2,578.13
Insurance Risk	\$288.00
CAP 97 Main	\$306.12
CAP MH	\$3,080.15
CAP DSS	\$0.00
Highway Audits, as Follows:	
Weights & Measures	\$37.54
Solid Waste/Landfill	\$157,824.11
Road	\$8,580.83
Machinery	\$31,902.82
Capital Solid Waste	\$160,993.28
Capital Road & Bridge	\$50,886.52
CAP DPW Complex	\$3,550.00

The resolution was seconded by Mr. Gladstone and adopted by the following vote:
Ayes 192, Noes 0, Absent 8 (Molé, Marshfield).

Mr. Ellis announced the Human Resources committee would meet immediately following the Board Meeting.

Upon a motion, the meeting was adjourned at 1:18 p.m.