

Minutes of the Franklinville Town Board Meeting held on September 8, 2020 at 7:00 P.M., at the Town Hall, 11 Park Square, Franklinville, NY.

**ROLL CALL:**

Robert Breton.....	Supervisor
Lorrie Fisher.....	Deputy Supervisor/ Councilwoman
Kimberly Palmatier.....	Councilwoman
John Tinelli.....	Councilman
Joseph Weaver.....	Councilman
Terry McClory.....	Highway Supt.
Andrea Stanbro .....	Town Clerk
Tim Chase.....	Constable

The meeting was called to order by Supervisor Breton at 7:00 P.M. The Pledge of Allegiance was recited. Roll Call was taken. Also present were Peggy Close, Lorretta Close, Barb Holden, Wayne Holden, and Cleon Easton.

**Approval of Minutes**

Mr. Weaver made a motion to accept the August 11, 2020 minutes, seconded by Mr. Tinelli.

Motion carried Ayes- Breton, Fisher, Tinelli, Palmatier, Weaver

Nays-0

**Approval of Abstracts**

Mr. Weaver made a motion to pay Abstract #09 General vouchers # 177-193 in the amount of \$9,862.92 and Highway vouchers # 122-133 in the amount of \$19,765.98 seconded by Mr. Tinelli.

Motion carried Ayes- Breton, Fisher, Tinelli, Palmatier, Weaver

Nays-0

**Petitions and requests from the floor**

Mr. Easton mentioned that there are 2 telephone poles laying at Case Lake pushed into the weeds.

**Highway Superintendent**

Mr. McClory relayed that the large pipes have been put in place and finished on Fancy tract and Clare Valley Rd.

More skid patch and seal are to be laid.

Case lake Project was worked on by the county and they did a great job and they did not require a bunch of help from the Town Highway department.

Mr. Breton asked if they had worked on the launch yet and Mr. McClory is unsure.

### **Cemetery Sexton**

Half of the seven trees that were marked to come down have been taken down and the tree company has yet to take the rest down. The Town is still holding the check until all the trees are removed. A light went out at the cemetery due to a storm, National Grid said they would be back to replace the bulb. If this is not complete in a month they need to be contacted again.

More graves have sold, and burials done with more that are scheduled to be sold.

Mr. Easton mentioned maybe some logging can be done in the cemetery woods for more income.

### **Code Enforcement Officer**

The Cemetery Hill horse issue has gone to court. There are plans drawn up to enhance the barn and the property for the horses to have more room. The landowners agreed to have this taken care of within six months or they will be seen back in court with a fine.

### **Dog Control Officer**

None

### **Town Clerk**

Ms. Stanbro mentioned the DEC licensing and sales is up and running. There are still a few kinks in the system that the state is still trying to fix.

The County Department of Public Works announced that the Farwell and Five Points compost sites will be closed until further notice, effective October 5, 2020. They will no longer be permitting the disposal of any yard waste or compost material.

### **Justices**

Judge Holden asked about the status of an ORI number for the Constables to use. Supervisor Breton explained that the board is still looking into the possible ramifications.

### **Assessor**

None

### **Communications**

Mr. Tinelli would like the town to send a sympathy card to one of our residents that has accomplished a lot of work with the town as there are a few difficulties they are facing at the time.

All CDL drivers will have to complete a sign up by Oct. 1 for the new DOT Clearinghouse. A date needs to be picked for signups to be done.

Sexual Harassment training needs to be completed and will be scheduled for a date in October. The Highway's issue with the bulldozer ruining a road was sent to the attorney's office for review.

The Holiday Celebration will be following the October Board Meeting for employees and families.

Mr. Farrington disposed of the old computers and hard drives to clear some space in the storage room.

Bryant Hill road speed signs were sent to the Commissioner Department of Public Works for review of the 45mph speed change.

Next Budget meeting will be September 15, 2020 @ 6pm.

### **Supervisor**

DFT security system contacted the Town Hall and needs a list of contacts.

Mr. Tinelli and Ms. Stanbro offered to be on the list.

### **Committee Reports**

None

### **Reports from Board members**

None

### **Old Business**

None

### **New Business**

None

### **Resolution # 43-2020**

On a motion of Mr. Tinelli, seconded by Mr. Weaver, the following resolution was ADOPTED Ayes- Breton, Fisher, Tinelli, Weaver, Palmatier

Nays- 0

Resolution Authorizing the Submission of Justice Court Assistance Program (JCAP) Grant Application.

Mr. Tinelli made a motion to go into Public Hearing, seconded by Mr. Weaver

Motion carried Ayes- 5 Breton, Fisher, Palmatier, Tinelli, Weaver

Nays-0

### **Public Hearing Local Law #2-2020- TO SPERSEDE THE WHITEHALL DOCTRINE AND DOCTRINE OF INCOMPALIBILTY WITH RESPECT TO TOWN COUNCILMAN POSITION OF ZONING BOARD SECRETARY**

Mrs. Holden wanted to know the need for the change and asked if this was just for the zoning board.

Mrs. Fisher answered the need for the change was because the position was posted twice with no interest in the position and yes it was specifically for the zoning board.

Mr. Holden asked if there was interest in the position now, is there a need for the change still.

Mrs. Fisher replied with yes for future purposes a Board Member can hold the position as well as the Board seat. The Law needed to be passed to be able to appoint a Board Member.

Ms. Close stated that she would have liked the position but could not find where the application was, or the link did not work so she wrote a letter to the Supervisor indicating she was interested.

Mrs. Fisher made the motion to close the public hearing seconded by Mr. Tinelli

Motion carried Ayes-4 Breton, Fisher, Tinelli, Weaver

Nays-0

Abstained – 1 Palmatier

Mrs. Fisher made the motion to pass Local Law 2-2020 seconded by Mr. Tinelli.

Motion carried Ayes-4 Breton, Fisher, Tinelli, Weaver

Nays-0

Abstained – 1 Palmatier

### **Adjournment**

Mr. Tinelli made a motion to go into Executive Session at 8:00PM to discuss the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation, and then adjourn, and was seconded by Mr. Weaver.

Motion carried Ayes-5 Breton, Fisher, Palmatier, Tinelli, Weaver

Nays-0

  
Town Clerk

**Robert J. Breton, Supervisor**  
**Town of Franklinville**  
Andrea L. Stanbro, Clerk

**Lorrie B. Fisher, Councilman**  
**Kim Palmatier, Councilman**  
**John Tinelli, Councilman**  
**Joseph Weaver, Councilman**

DATE: 9/8/20

RESOLUTION NUMBER: 43 YEAR: 2020

MOVED BY: Mr. Tinelli SECOND BY: Mr. Weaver

TITLE: **Resolution Authorizing the Submission of Justice Court Assistance Program (ICAP) Grant Application;**

**WHEREAS**, the Justice Court Assistance Program provides grant funds for local justice courts through a competitive grant process; and

**WHEREAS**, the Town of Franklinville is desirous of seeking grant funds for the improvement of Court facilities whenever possible; now therefore be it

**RESOLVED**, that the Town Board of the Town of Franklinville does hereby authorize and direct that a grant application to the New York State Unified Court System Justice Court Assistance Program be submitted and funds, if so awarded, be used for security enhancements at the Town Hall; and be it further

**RESOLVED**, that such grant application shall be submitted by the deadline of October 8, 2020 and that such request shall be for an amount of \$2400.

The resolution as stated above is hereby adopted by a majority vote of the Town of Franklinville Town Board at an official meeting held on the 8<sup>th</sup> day of September in the year 2020, the ayes and nays take and recorded below:

Aye Robert J. Breton, Supervisor

Aye Lorrie B. Fisher, Councilman

Aye Kim Palmatier, Councilman

Aye John Tinelli, Councilman

Aye Joseph Weaver, Councilman

CERTIFIED: Andrea L. Stanbro  
Andrea L. Stanbro, Clerk  
Town of Franklinville