Please turn off all cell phones prior to the beginning of the meeting. Meeting will be recorded.

The Franklinville Town Board will meet on Tuesday, February 7, 2023 at the Town Hall, commencing at 7:00 P.M.

AGENDA:

PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF MINUTES

PUBLIC HEARING – None currently

APPROVAL OF ABSTRACTS # 2

PETITIONS & REQUESTS FROM FLOOR

REPORTS FROM DEPARTMENT HEADS

1. Highway Supt.

2. Cemetery Sexton

3. Code Enforcement Officer

4. Dog Control Officer

5. Supervisor

6. Town Clerk

7. Justices

8. Assessor

COMMUNICATIONS/CALENDAR

COMMITTEE REPORTS

REPORTS FROM BOARD MEMBERS

OLD BUSINESS

IMMEDIATE REQUESTS

NEW BUSINESS

EXECUTINE SESSION – If need be

ADJOURNMENT

Minutes of the Franklinville Town Board Meeting held on January 10, 2023 at 7:00 P.M., at the Town Hall, 11 Park Square, Franklinville, NY.

ROLL CALL:

 Robert Breton……………………………………...Supervisor

Kimberly Palmatier..................................................Councilwoman

Heather Stevens……………………………………Councilwoman

Joseph Weaver..........................................................Councilman

Scott Stanbro....……...............................………......Highway Supt.

Andrea Stanbro ……...…......................…………...Town Clerk

Tim Chase.................................................................Constable

ABSENT:

John Tinelli………………………………………...Councilman

The meeting was called to order by Supervisor Breton at 7:00 P.M. The Pledge of Allegiance was recited. Roll Call was taken. See sign in sheet. Also present were Craig Balcer, Mr. & Mrs. Judge Holden.

Mr. Weaver motioned to suspend the regular meeting to go into the reorganizational meeting seconded by Mrs. Palmatier at 7:01pm.

Motion carried Ayes – 4 Breton, Palmatier, Weaver, Stevens

Nays-0

**Resolutions**

**Resolution # 1-2023**

On a motion of Mr. Weaver, seconded by Mrs. Stevens, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Establishing the Annual Appointments, Salaries and Payment Schedule for the Year 2023.

**Resolution # 2-2023**

On a motion of Mrs. Stevens, seconded by Mr. Weaver, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Establishing the Dates of Official Meetings of the Franklinville Town Board for the year 2023.

**Resolution # 3-2023**

On a motion of Mr. Weaver, seconded by Mrs. Stevens, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Establishing Rules of Order and Procedure for official meetings of the Franklinville Town Board; Referred to as “RULES OF ORDER”

**Resolution # 4-2023**

On a motion of Mrs. Stevens, seconded by Mr. Weaver, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolutions Delegating the powers and duties of administration and supervision of the town and special districts functions to the Supervisor and shall be performed on behalf of the Town Board.

**Resolution # 5-2023**

On a motion of Mr. Weaver, seconded by Mrs. Stevens, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Authorizing the Supervisor to Invest Town of Franklinville Monies pursuant to law and investment policy.

**Resolution # 6-2023**

On a motion of Mrs. Stevens, seconded by Mr. Weaver, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Authorizing the Substitution of the Supervisors Annual Report with the Annual Update Document submitted to the NYS Comptroller.

**Resolution # 7-2023**

On a motion of Mr. Weaver, seconded by Mrs. Stevens, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Establishing the Official Depositories for the Town of Franklinville for the year 2023.

**Resolution # 8-2023**

On a motion of Mrs. Stevens, seconded by Mr. Weaver, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Establishing the Official Newspaper of Record for the Town of Franklinville for the year 2023.

**Resolution # 9-2023**

On a motion of Mr. Weaver, seconded by Mrs. Stevens, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Establishing Reasonable Amount of Mileage Reimbursement.

**Resolution # 10-2023**

On a motion of Mrs. Stevens, seconded by Mr. Weaver, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Authorizing a Mileage Reimbursement Form to be used by Employees requiring Reimbursement for Travel.

**Resolution # 11-2023**

On a motion of Mr. Weaver, seconded by Mrs. Stevens, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Establishing Health Insurance “Buyout” Amount for 2023.

**Resolution # 12-2023**

On a motion of Mrs. Stevens, seconded by Mr. Weaver, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Authorizing Payment for members of the Board of Assessment Review and its Clerk.

**Resolution # 13-2023**

On a motion of Mr. Weaver, seconded by Mrs. Stevens, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Authorizing Payment for Members and Clerk of the Zoning Board of Appeals.

**Resolution # 14-2023**

On a motion of Mrs. Stevens, seconded by Mr. Weaver, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Establishing a Time Sheet for Hourly Town Employees and Adoption of the 2023 Payroll Calendar.

**Resolution # 15-2023**

On a motion of Mr. Weaver, seconded by Mrs. Stevens, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Re-Appointing Scott D. Stanbro to the position of Highway Superintendent.

**Resolution # 16-2023**

On a motion of Mrs. Stevens, seconded by Mr. Weaver, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Establishing Certain Town Board Committees for the Year 2023.

**Resolution # 17-2023**

On a motion of Mr. Weaver, seconded by Mrs. Stevens, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Authorizing Supervisor to Execute Contractual Agreement with the Cattaraugus County SPCA (“SPCA”) for 2023-January 31, 2024.

**Resolution # 18-2023**

On a motion of Mrs. Stevens, seconded by Mr. Weaver, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Authorizing Supervisor to Purchase Basic Membership from Southern Tier West Regional Planning and Development Board and the cost of website development and maintenance from same.

Mrs. Palmatier made a motion to move out of the reorganizational meeting back into the regular meeting 7:09, seconded by Mr. Weaver.

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

 Nays-0

**Resolution # 19-2023**

On a motion of Mrs. Stevens, seconded by Mr. Weaver, the following resolution was

ADOPTED Ayes – 4 Breton, Palmatier, Weaver, Stevens

 Nays-0

Resolution Making Appointment to the Town Board due to a Resignation

**Petitions and requests from the floor**

Mr. Masic questioned appointed positions

Mrs. Palmatier followed up with the positions are covered by Resolution 1-2023

Supervisor Breton requested a motion to seek Legal Council due to a resignation.

On a motion of Mr. Weaver made a motion to seek legal counsel, due to resignation, seconded by Mrs. Stevens, the following resolution was

ADOPTED Ayes – 5 Breton, Palmatier, Weaver, Stevens, Hahn

 Nays-0

**Approval of Minutes**

Mr. Weaver made a motion to accept the November 8, 2022, minutes, seconded by Mrs. Palmatier.

ADOPTED Ayes – 5 Breton, Palmatier, Weaver, Stevens, Hahn

 Nays-0

**Approval of Abstracts**

Mr. Weaver made a motion to pay Abstract #1 General vouchers # 1-22 in the amount of $51,659.25 and Highway vouchers # 1-18 in the amount of $42,555.53 seconded by Mrs. Palmatier.

Motion carried Ayes – 5 Breton, Palmatier, Weaver, Stevens, Hahn

 Nays-0

**Highway Superintendent**

Mr. Stanbro reported the 10-Wheeler is now in service. Repairs were made to the broken frame on the 1 ton and the frame is broke again and leaning to one side. Mr. Stanbro is requesting a replacement also to keep the equipment in a closer rotation for replacing as some of the equipment is from 1996 on the 1 ton.

Mr. Stanbro reported that an option for a new build will be $ 154,103.00 and the Town may see the equipment by December 2023 if ordered now.

Further discussion was had.

Mr. Stanbro also reported that Southern Tier West is working with the Highway Superintendent’s on a computerized program for locating culverts, cross pipes and other items, an IPAD will be needed.

**Cemetery Sexton**

None

**Code Enforcement Officer**

Report was turned in

Mr. Farrington requested a meeting to be held by the zoning board concerning a property.

Discussion was had and to be continued later.

Mrs. Farrington announced the Annual Assessment is Due in April.

Mrs. Farrington turned in a report with a graph showing the increase in income for the Town of Franklinville for the past 10 years.

Mrs. Farrington requests the current zoning laws, last revised in 1999 be reviewed again and amended.

Mrs. Farrington also noted the Fee Schedule needs to be updated on the Town’s website.

**Dog Control Officer**

Report was turned in

Mrs. Farrington reported the SPCA needs contracts with all the municipalities and that she was working on receiving the contracts.

Mrs. Farrington reported the Annual DCO report was received.

**Town Clerk**

Mrs. Stanbro reported the local IOOB’s donated money to help build the Gingerbread House and thanked all that helped with the house. IOOB’s also donated monies to Mount Prospect Cemetery.

The Mercury Gazette will now be charging to receive the paper each week.

Reminder the Town of Franklinville’s Bicentennial will be in 2024.

Mrs. Stanbro reported the Southern Tier West Conference will be held June 8, 2023 at the Houghton College. Also, the Association of Towns Training in NYC will be held February 19-22, 2023. All who is going need to book their rooms by January 28.

Mrs. Stanbro received a memo from the Cattaraugus County Agriculture and Farm Protection Board, copies of the memo are in the Town Clerk’s office.

**Justices**

None

**Assessor**

Report was submitted.

Dates for the Assessor to be in the Franklinville Office are Wednesday’s 8:30am to 11:30am, December 1, 2022, to March 1, 2023.

**Supervisor**

Mr. Breton requested that the audit of the Supervisor’s, Court Clerk and the Town Clerk’s accounts need to be scheduled. Date of Audit set for Tuesday 17, 2023 at 5pm.

STR discussion’s will be placed on hold till the Town of Franklinville finds Legal Counsel.

**Reports from Board members**

None

**Old Business**

None

**New Business**

None

**Adjournment**

Mrs. Stevens made a motion to adjourn at 7:35pm, seconded by Mr. Weaver.

Motion carried Ayes – 5 Breton, Palmatier, Weaver, Stevens, Hahn

 Nays-0

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Town Clerk