

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

Kim Palmatier, Deputy Supervisor
Sharon Hahn, Councilman
Heather Stevens, Councilman
Joseph Weaver, Councilman

DATE: February 14, 2023

RESOLUTION NUMBER: 20 YEAR: 2023

MOVED BY: Mr. Weaver SECOND BY: Mrs. Stevens.

TITLE : OPPOSING GOVERNOR HOCHUL'S BAN OF GAS STOVES AND OTHER NEW FOSSIL FUEL HEATING EQUIPMENT Pursuant to Section 153 of the County Law

WHEREAS, Governor Hochul's State-of-the-State address contained a proposal to prohibit the sale of new fossil fuel powered heating systems by 2030 for smaller buildings and by 2035 for larger buildings, and

WHEREAS, Governor Hochul is further calling for zero-emission new construction, with no on-site fossil fuel combustion by 2025 for smaller buildings and by 2028 for larger buildings, and

WHEREAS, President Biden and the White House have come out against any prohibition of gas stoves, and

WHEREAS, the Governor's ban is intended to help address climate change, but this government mandate is more of a burden on our region's working-class residents and will have a devastating effect on restaurants, businesses, and manufacturing facilities when they have to convert to all electric, and

WHEREAS, the cost to convert a house to electric will result in a cost between \$20,000-\$50,000 per household and would not include any kind of backup system in the event of a power outage, and

WHEREAS, the conversion to electric will create unnecessary financial burden and hardship for businesses that compete on a national or global level, and

WHEREAS, the ban will push a lot of business out of the state and will contribute to accelerated population loss for those that are fed up with high taxes, the high cost of living, unreasonable government mandates, reckless spending by the government, and unrealistic environmental mandates not consistent with our geographic region, and

WHEREAS, a ban on natural gas appliances and water heaters is not feasible for Western New York with harsh winter weather and an exposed electrical infrastructure; appliances used to heat water and cook food need to work during power outages especially during times of inclement weather, and

WHEREAS, this past December saw a blizzard rip through the Buffalo Metro Area leaving tens of thousands of residents stuck in their home without power, many for several days; gas appliances, fed by a more resilient infrastructure, allowed those residents to heat their homes, boil water, and safely cook their food during the days needed to clear the roads and restore electricity; more than 40 people died during the storm- some froze to death; many more would have suffered if they had to rely on a power grid for cooking and emergency heating, and

WHEREAS, current technology, that is expected to replace gas appliances, such as space heating, does not work well in our climate; this fact was noted in the recent Climate Action Council's report which proposed requiring two heating sources for New York residents who live in areas that are frequently too cold, and **WHEREAS**, electrical appliances have more moving parts and are expensive to maintain and repair, and

WHEREAS, all electric appliances have been shown to be less efficient and therefore cost more to generate the same amount of heat than natural gas fed appliances, and

WHEREAS, mandating the purchase of electrical appliances is an unnecessary burden we are placing on families across New York State at a time when the cost of living has significantly outpaced wage growth, and

WHEREAS, with the higher costs, energy bills will go through the roof for residents, further exacerbating the recent price spikes in food, transportation, and general merchandise, and

WHEREAS, as we have seen with California's recent push to make everything electric, this government mandate will likely lead to an increased strain on our state's electric grid leading to black outs and rationing, which is especially dangerous with the winter weather we routinely experience, and

WHEREAS, the costs to bury power lines, increase renewable energy infrastructure, and increase the capacity of transformers will be passed on directly to consumers in the form of increased energy costs, and

WHEREAS, individual homes, especially those in older housing stock like Buffalo, will be forced to conduct costly in-home electrical panel upgrades to accommodate the increased demand from their appliances, and

WHEREAS, the ban of fossil-fuel powered heating equipment and appliances will cause severe hardship on the residents and businesses within Cattaraugus County and Western New York, and

WHEREAS, the Town of Franklinville condemns the New York State Legislature and Governor Hochul for continuing to pass hypocritical and nonsensical environmental laws which burden the working-class citizens of the county and state all the while ignoring the largest source of pollution - China, a country that has virtually no environmental protections and continues to be irresponsible and indefensible with environmental policies which ultimately end up subsidized by United States consumers through the purchase of hundreds-of billions of imports much of which are brought to market through New York City ports, now therefore, be it

RESOLVED, that the Town of Franklinville hereby vehemently opposes the Governor's plan to ban natural gas heating and appliances as not feasible or warranted for the Town of Franklinville and much of Western New York, and be it further

RESOLVED, that the Town of Franklinville hereby strongly urges Governor Hochul and the New York State Legislature to fully examine the real life impact their decisions will have for all New Yorkers, especially those least able to afford them, and be it further

RESOLVED, that certified copies of this resolution be forward to Governor Hochul, the Western New York Delegation to the New York Senate and Assembly, New York State Association of Counties, and any other party deemed necessary and proper.

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 14th day of February in the year 2023, the ayes and nays take and recorded below:

Aye Robert J. Breton, Supervisor

Aye Heather Stevens, Councilman

Aye Kim Palmatier, Deputy Supervisor

Aye Sharon Hahn, Councilman

Aye Joseph Weaver, Councilman

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

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Joseph Weaver, Councilman

DATE: February 14th, 2023

RESOLUTION NUMBER: 21 YEAR: 2023

MOVED BY: Mrs. Hahn SECOND BY: Mr. Weaver

TITLE : **Resolution Adopting Town Board Audit for Fiscal Year 2022;**

WHEREAS, Town Law Section 123 does not require that the Town Board audit and examine the records of each town officer who engaged in the receipt and/or disbursement of moneys by January 20th of each year, however, the Town Board has elected to audit yearly; now therefore be it

RESOLVED, that the Town of Franklinville Town Board reviewed the supporting books, records, receipts, warrants, vouchers and cancelled checks or check images and other supporting documentation of each the Supervisor, Clerk (and tax collector) and Justices (2) on January 17th, 2023; and be it further

RESOLVED, that the Town Board deems the attached documents titled:

- a. Appendix C – Checklist for Review of Chief Fiscal Officer's Records;
- b. Appendix D – Checklist for Review of Town Clerk's Records;
- c. Appendix E – Checklist for Review of Tax Collecting Officer's Records;
- d. Appendix F – Checklist for Review of Justice Courts Records;

be entered into the official minutes, and be kept on file in Clerk's office as part of the official record; and be it further

RESOLVED, that the Town Board, upon completion of its review, did not identify any issues of concern and/or alarm and has documented its review on the attached appendices; and be it further

RESOLVED, that the Town Board has fulfilled the requirement of Section 123 of Town Law for an annual audit and examination of the records of town officers receiving and/or dispersing moneys for the Town of Franklinville for Fiscal Year 2022.

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 14th day of February in the year 2023, the ayes and nays take and recorded below:

Aye Robert J. Breton, Supervisor
Aye Heather Stevens, Councilman
Aye Kim Palmatier, Councilman
Aye Sharon Hahn, Councilman
Aye Joseph Weaver, Councilman

CERTIFIED: Andrea L. Stanbro
Andrea L. Stanbro, Clerk

Robert J. Breton, Supervisor
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DATE: February 14, 2023

RESOLUTION NUMBER: 22 YEAR: 2023

MOVED BY: Mrs. Stevens SECOND BY: Mrs. Hahn

TITLE : **Resolution to appoint Andrea Stanbro, Town Clerk as the Records Management Officer for the year 2023**

WHEREAS, the duties of the Records Management Officer must be completed for the year and the current Town Clerk shall have and exercise any other power or duty expressly conferred or imposed upon her for the management of the Town Records; and

WHEREAS, this resolution provides the Town Clerk the authority to act as the Records Management Officer on behalf of the Town Board; now therefore be it

RESOLVED, that the Supervisor shall be authorized to have and exercise the powers and duties conferred or imposed upon the position on behalf of the Town Board.

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 14th day of February in the year 2023, the ayes and nays take and recorded below:

Aye Robert J. Breton, Supervisor
Aye Heather Stevens, Councilman
Aye Kim Palmatier, Deputy Supervisor
Aye Sharon Hahn, Councilman
Aye Joseph Weaver, Councilman

CERTIFIED: Andrea L. Stanbro
Andrea L. Stanbro, Clerk
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DATE: February 14, 2023

RESOLUTION NUMBER: 23 YEAR: 2023

MOVED BY: Mrs. Hahn SECOND BY: ~~Mr. Weaver~~ Mrs. Stevens.

TITLE : **Resolution Authorizing Supervisor to Contract for Portable Toilet at Case Lake Park and Mt. Prospect Cemetery;**

WHEREAS, The Town of Franklinville desirous of placing a portable toilet at Case Lake Park (as of March 31st) and at Mt. Prospect Cemetery (as of April 1); now therefore be it

RESOLVED, that the Supervisor be authorized to contract with the following for the aforementioned services for the year 2023:

Zuech's Environmental Services, Inc.
8312 Route 98
P.O. Box 108
Franklinville, NY 14737
(716) 795- 8454

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 14th day of February in the year 2023, the ayes and nays take and recorded below:

Aye Robert J. Breton, Supervisor
Aye Heather Stevens, Councilman
Aye Kim Palmatier, Deputy Supervisor
Aye Sharon Hahn, Councilman
Aye Joseph Weaver, Councilman

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

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DATE: February 14, 2023

RESOLUTION NUMBER: 24 YEAR: 2023

MOVED BY: Mrs. Stevens SECOND BY: Mrs. Hahn

TITLE : **Resolution Authorizing Supervisor to Make Budget Transfers for Year End Adjustments;**

WHEREAS, The Town of Franklinville yearend review has been completed; now therefore be it

RESOLVED,

Be it resolved that the following budgetary amendments are required to balance the following town appropriation accounts which are over budget for Fiscal year 2022. And the Town of Franklinville Town board hereby authorizes the Supervisor to make the following budget transfers.

General Townwide Budget Transfers

<u>Account No.</u>	<u>Description</u>	<u>Increases</u>	<u>Decreases</u>
A1110.4	Justice – Contractual	\$ 232.29	
A141.3	Deputy Town Clerk -PS	\$ 1,379.20	
A1420.4	Legal Services – CE	\$ 1,759.47	
A1670.4	Printing & Mailing-CE	\$ 2,702.94	
A3510.2	Dog Control-Equip	\$ 91.73	
A5010.4	Highway Superintendent-Cont	\$ 585.65	
A5182.4	Street Lighting-Cont	\$ 47.76	
A7110.4	Parks-CE	\$ 158.81	
A7550.4	Celebrations	\$ 317.56	
A8810.1	Cemetery Worker-PS	\$ 1,859.15	
A8810.4	Cemetery-Cont	\$ 2,499.36	
A9010.8	NYS Retirement-Cont	\$ 3,359.00	
A9030.8	Social Security-Cont	\$ 52.30	
A9060.8	Hospital & Medical Insurance	\$ 4,985.58	
A1620.1	Building-Salaries		\$3,000.00
A1620.2	Building-Equip		\$3,000.00
A1620.4	Building-CE		\$7,257.00
A5030.4	Garage-Contractual		\$4,773.80
A9050.8	Unemployment Insurance		\$2,000.00

General Outside Budget Transfers

<u>Account No.</u>	<u>Description</u>	<u>Increases</u>	<u>Decreases</u>
B8010.4	Zoning-CE	\$ 165.86	
B9010.8	NYS Retirement	\$ 214.00	
B915.0	Assigned Unapprop Fund Balance		\$379.86

Highway Townwide Budget Transfers

<u>Account No.</u>	<u>Description</u>	<u>Increases</u>	<u>Decreases</u>
DA5130.4	Machinery – CE	\$ 4,365.02	
DA5130.2	Machinery-Purchases	\$ 9,717.05	
DA5130.1	Machinery – Wages	\$ 642.82	
DA5142.1	Snow-Wages	\$ 874.17	
DA9010.8	NYS Retirement-Cont	\$ 1,695.00	
DA9030.8	Social Security-Cont	\$ 735.44	
DA5142.4	Snow-Cont		\$ 3,649.11
DA9055.8	Disability Insurance		\$ 500.00
DA915.0	Assigned Unapprop Fund Balance		\$13,880.39

Highway Outside Budget Transfers

<u>Account No.</u>	<u>Description</u>	<u>Increases</u>	<u>Decreases</u>
DB5110.1	General Repair-Wages	\$ 262.58	
DB5110.4	General Repair-Cont		\$262.58
DB9010.8	NYS Retirement-Cont	\$ 1,756.00	
DB9060.8	Hospital & Medical Insurance		\$1,756.00

Water District Budget Transfers

SW8320.4	Power & Pumping – Cont		\$4,466.59
SW8340.4	Trans & Dist – Cont	\$4,466.59	
SW9720.7	Statutory Bond-Interest	\$ 99.58	
SW9720.6	Statutory Bond-Principal		\$ 99.58

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 14th day of February in the year 2023, the ayes and nays take and recorded below:

Aye Robert J. Breton, Supervisor
Aye Heather Stevens, Councilman
Aye Kim Palmatier, Deputy Supervisor
Aye Sharon Hahn, Councilman
Aye Joseph Weaver, Councilman

CERTIFIED: _____

Andrea L. Stanbro
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Heather Stevens, Councilman
Joseph Weaver, Councilman

DATE: February 14, 2023

RESOLUTION NUMBER: 25 YEAR: 2023

MOVED BY: Mr. Weaver SECOND BY: Mrs. Stevens

TITLE : Resolution AMENDING the Annual Appointments, Salaries and Payment Schedule for the Year 2023

WHEREAS, various sections of Town Law authorize the Supervisor and Town Board to make annual appointments and establish salaries for town officers and employees, and

WHEREAS, the Supervisor and the Town Board have determined that the salary of the Cemetery Sexton should be adjusted, now therefore be it

RESOLVED, that the Town Board hereby confirms and authorizes the following pay for the incumbent holding the position of Cemetery Sexton:

Position	Name	Wage	When
Cemetery Sexton	Cleon Easton	\$5,000.00	Annually

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 14th day of February in the year 2023, the ayes and nays take and recorded below:

[Signature] Robert J. Breton, Supervisor
[Signature] Heather Stevens, Councilman
[Signature] Kim Palmatier, Deputy Supervisor
[Signature] Sharon Hahn, Councilman
[Signature] Joseph Weaver, Councilman

CERTIFIED: [Signature]
Andrea L. Stanbro, Clerk
Town of Franklinville