



The Town of Franklin

P.O. Box 209, Route 3, Vermontville, NY 12989 • 518-891-2189 • Fax: 518-891-6389 • www.townoffranklin.com



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Town of Franklin Board Meeting

September 11, 2006 - 7:00 pm

The Town Board of the Town of Franklin held a regularly-scheduled Board meeting on Monday, September 11, at 7:00 pm at the Vermontville Town Hall.

Board members present:

Supervisor Mary Ellen Keith
Councilman Gene Goff
Councilperson Janet Ordway
Councilman Tim Goff
Councilman Walt Kretser

Others present:

Highway Superintendent James Rascoe
Town Clerk Sandra Oliver
Lisa Masso, Franklin County Public Health and guest
Jean Baltzly and guest

The Pledge of Allegiance was recited; the Town Clerk called the roll and announced the full Board was present.

MOMENT OF SILENCE

Supervisor Keith announced a minute of silence in memory of the victims of the September 11, 2001 attacks.

AUDIT OF BILLS

The following bills were presented for payment on Abstract 8:

General

Claims 175 - 194

\$22,105.69

Highway	Claims 88 - 103	\$138,304.92
Prepay General	Claims 53 - 60	\$1,654.43
The following bill was presented for payment on Abstract 5:		
Highway Prepay	Claim 9	\$61.00

Motion to approve bills (G.Goff-J.Ordway m/s/p) ALL AYE

MINUTES

The minutes of the August 14, 2006 meeting were accepted as presented. Motion to accept minutes (G.Goff-J.Ordway m/s/p) ALL AYE

2007 BUDGET

Budget Workshop and Special Board meetings will be held on Mondays; General Fund on October 16 and Highway Fund on October 23, 2006.

SUPERVISOR'S REPORT

Budget Workshop and Special Board meetings will be held on Mondays; General Fund on October 16 and Highway Fund on October 23, 2006.

Balances as of August 1, 2006:

General Fund	CK	\$26,308.58
	SV	\$50,526.97
	CLASS	\$170,099.98
Highway Fund	CK	\$6,640.44
	SV	\$200,923.60
	CLASS	\$126,555.87
	Cap Proj Hwy	\$107,046.85
Landfill	CK	\$2,120.72
	CLASS	\$66,059.12
Fire	CK	\$840.23
	CLASS	\$4,497.75
Cap. Building	CLASS	\$137,859.76

Coun. Gene Goff commented that \$66,059.12 of taxpayer dollars were being held in a CLASS account to cover the cost of possible litigation and monitoring of the Town's closed landfill. Supervisor Keith recounted the history of the closing of the landfill, and stated that in a few years, the monitoring would be curtailed. She anticipated the Town would receive directives from the State regarding the future of the CLASS account.

Motion to accept Supervisor's Report (W. Kretser-T.Goff m/s/p) ALL AYE

HIGHWAY REPORT

Highway Superintendent James Rascoe presented the following report:

1. CURRENT PROJECTS:

- a. Tyler Road - Paving completed and ditching finished.
- b. Mowing almost complete, including landfill
- c. Leo Collins Rd - Paving and ditching completed with borrowed County roller
- d. Pine Grove Lane - Paving completed and finished patching and shimming
- e. Cold Brook Road has been shimmed Cold Brook Rd
- f. Town Hall parking lot has been paved
- g. Intermunicipal Assistance -Received help from Towns of Brighton, St. Armand, Tupper Lake and Harrietstown and the department helped Harrietstown and St. Armand.

h. Tomorrow the department starts shoulders with County which provides operators for shoulders and rollers.

2. REQUEST FROM NY STATE. Supt. Rascoe reported that NYS had requested his department remove a very large beaver dam. He felt the Town's equipment was not large or flexible enough to handle the project. He requested the Board's support in refusing the request. The Board concurred.

3. HIGHWAY COMMITTEE

a. Signs on Cold Brook Rd. - Coun. W. Kretser suggested replacing both the 35 mph and the blind driveway signs.

b. Swinyer Rd. - Coun. Janet Ordway requested the department remove the pine tree growing in front of the stop sign at the Swinyer Rd/St. Rt. 3 intersection.

c. State Route 3. Coun. G. Goff commented that the lip of recently-paved portions of State Rt. 3 is pronounced and asked if the Town's vehicles would have problems plowing and sanding. Supt. Rascoe responded the vehicles would have problems but thought the State would correct the problem.

4. NEW VEHICLE FINANCING. The new truck is ready for delivery sometime this week. Supv. Keith requested authorization from the Board to execute the Bond Anticipation Notes with Tupper Lake National Bank and to transfer \$50,400.00 from Capital Projects Highway to M.A. Jerry as a down payment. Notice of the Town's request for Bond Anticipation Notes was published in the Adirondack Daily Enterprise on August 22, 23 and 24, 2006. She noted she has been in communication with Trespasz & Marquardt, bond counsel, and with the NYS Comptroller's Office.

Motion to authorize Supervisor to execute loan agreement and transfer funds to pay M.A. Jerry \$50,400 down payment. (J.Ordway-W.Kretser m/s/p) ALL AYE

RESOLUTION NO. 41: AUTHORIZE SUPERVISOR TO EXECUTE LOAN AGREEMENT FOR \$110,000 BOND ANTICIPATION NOTES WITH TUPPER LAKE NATIONAL BANK AND TO TRANSFER \$50,400 FROM CAPITAL PROJECT HIGHWAY AND PAY TO M.A. JERRY FOR 2007 INTERNATIONAL VEHICLE WHEREAS, the Town has agreed to purchase from M.A. Jerry a 2007 International Model 7600 6x4 dump, plow and sander; and WHEREAS, the Town has entered into an agreement with Tupper Lake National Bank for \$110,000 in Bond Anticipation Notes with interest at 4.15% per annum to finance purchase of same; and WHEREAS, the Town and M.A. Jerry have agreed on a down payment for the vehicle of \$50,400; NOW, THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to execute such loan agreements as may be necessary for the Bond Anticipation Notes with Tupper Lake National Bank; and BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized to transfer \$50,400.00 from the Capital Projects Highway account and pay same amount to M.A. Jerry as a down payment for said vehicle.

Those voting aye:

Supervisor Mary Ellen Keith
Councilman Gene Goff
Councilperson Janet Ordway
Councilman Walt Kretser
Councilman Tim Goff

Those Voting nay:

None

5. SALE OF 1999 INTERNATIONAL PLOW/SANDER. The old vehicle should now be advertised for sale, and the Town Clerk was requested to advertise in the local newspapers, as well as the Syracuse and Albany papers.

Motion to authorize publication of request for bids (W.Kretser-T.Goff m/s/p) ALL AYE

RESOLUTION NO. 42: PUBLISH REQUEST FOR BIDS ON OLD VEHICLE WHEREAS, the Town owns a 1999 International plow; and WHEREAS, it has agreed to purchase a 2007 International Model 7600 6x4 dump, plow and sander; and WHEREAS, in order to complete the financing of the new vehicle, the 1999 International needs to be sold; and WHEREAS, specifications for same are

available in the Town Clerk's office and in the Highway Superintendent's office; NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk is hereby ordered to advertise for bids for the 1999 International in local newspapers, as well as in Albany and Syracuse.

Those voting aye:

Supervisor Mary Ellen Keith
Councilman Gene Goff
Councilperson Janet Ordway
Councilman Walt Kretser
Councilman Tim Goff

Those Voting nay:

None

6. SAND BIDS. Supt. Rascoe requested the Board authorize the publication of request for bids for road sand. He noted the price of road salt rose from \$33 per ton to more than \$44 per ton. There is no need to advertise for salt, as the County purchases it, and every town pays the same price. He will request 650 tons from the County. Motion to publish request for sand bids (T.Goff-J.Ordway m/s/p) ALL AYE

RESOLUTION NO. 43: PUBLISH REQUEST FOR BIDS ON ROAD SAND WHEREAS, the purchase of sand is necessary to keep the Town's roads safe during the winter months; NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk is ordered to publish the following request for bids locally:

PUBLIC NOTICE TO BIDDERS PLEASE TAKE NOTICE that the Town of Franklin is accepting bids on the purchase of 12,000 tons of road sand to NY State specs, screened and FOB, with a minimum of four (4) trucks per day, 7:00 am to 4:00 pm delivery.

Bids must be returned by 6:00 PM on October 9, 2006 and be accompanied by a non-collusive bidding certificate. Send bids to: Sandra J. Oliver, Franklin Town Clerk, P O Box 209, Vermontville, NY 12989 or delivered to same at the Town Hall, 7 Cold Brook Rd., Vermontville. Envelopes must be marked "SAND BID." Bids will be opened and awarded at a special meeting of the Town Board at 7:00 PM on Monday, October 9, 2006 at the Town Hall, Vermontville, NY. The Board reserves the right to reject any or all bids.

Those voting aye:

Supervisor Mary Ellen Keith
Councilman Gene Goff
Councilperson Janet Ordway
Councilman Walt Kretser
Councilman Tim Goff

Those Voting nay:

None

The Board thanked Supt. Rascoe and reiterated its appreciation for the excellent work the department has done.

NEW BUSINESS

1. FUEL BID. Supervisor Keith stated she checked the OGS website and found Franklin County only bid on diesel fuel and the supplier is located in the Malone area. She is researching suppliers of propane and fuel oil in this area, and noted Griffith Energy has contracts with Clinton, Essex and Chenango Counties. Griffith has been easy to work with and most accommodating. The Board suggested that the agreement with whatever supplier the Town contracts with contains provisions for flexible fuel pricing, especially if the price of fuel lowers.

2. LISA MASSO, FRANKLIN COUNTY PUBLIC HEALTH. Franklin County Public Health Nurse Lisa Masso gave a presentation on the probability of the next flu pandemic, prevention and self-treatment:

1. The world is overdue for the next pandemic. There were 3 in the 20th century, 1918 Spanish flu, again in the 1950's and in the late 1960's with Hong Kong flu. The Center for Disease Control predicts the avian or bird flu will be the next one. On a scale of 1 to 6 (with 6 being highest), the world is at phase 3 in anticipation of the expected outbreak.
2. Outbreaks occur at the same time, and affects youngsters and working people, as flu is spread by air. Many geographic areas are struck at the same time. It is possible to lose 60% of the work force. When this occurs, people must be self-sufficient. Note that flu outbreaks spread in waves - it may seem to subside and then turn virulent again. There is no way to predict its spread or length of time it will be dangerous.
3. Water fowl infect domestic birds, which in turn infect human populations. In many societies in the world, people live closely with their domestic birds.
4. Because flu virus mutates, no vaccine has yet to be perfected. Development of a vaccine or treatment would take 3 to 6 months, and once available, priorities would be instituted - first responders, doctors, nurses, police, fire and rescue workers would be first. Currently available antiviral drugs might help, but there is no guarantee.
5. Methods of preventing the spread of the disease include:
 - a. Stay home when ill - do not spread infection
 - b. When coughing or sneezing, cover mouth with your ARM - not your hand
 - c. Wash hands frequently and make use of antibacterial hand gels
 - d. Do not touch your eyes, nose or mouth
 - e. Stay 3 feet away from people - this is called "social distancing" - because 3 feet is distance sneeze or cough droplets travel
 - f. When dining, do not share your food or drinks with others
6. Government mandated preventions may include
 - a. Schools may close for 3 to 6 months
 - b. Public meetings may be banned for 3 to 6 months
7. Flu Self-Care
 - a. Drink plenty of fluids
 - b. Use over-the-counter fever medications (aspirin, Tylenol)
 - c. Take tepid baths, not too hot, not too cold
 - d. If bedridden, change your position frequently so as not to encourage pneumonia
 - e. Caregivers should wear masks
 - f. Stay at home or at least 2 weeks until you are completely well
 - g. Be self-sufficient. Stockpile enough food, water and other supplies to last 3 to 6 months
8. Current Status of Avian Flu. Outbreaks of bird flu in humans - spread from birds to humans - have spread to Turkey, Germany and Greece. No human to human transmissions have been documented yet. The virus is not in the U.S., but CDC anticipates it will strike in Alaska first, so they are monitoring Alaska closely.

3. FLU CLINIC IN TOWN OF FRANKLIN. Nurse Masso indicated a flu clinic will be held in the Town of Franklin in November. Unlike last year, there is an adequate supply of flu vaccine, and no

delays will be encountered. Nurse Masso distributed copies of brochures, and the Board thanked her for the information and her presentation.

4. NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS). Coun. Gene Goff explained this emergency responder system developed by the Department of Homeland Security. The National Incident Management System (NIMS) provides a uniform set of processes and procedures that all emergency responders at all levels of government will use to respond to domestic incidents. Compliance with the directive is a condition of federal preparedness program funding for fiscal year 2007. Coun. G. Goff continued that in order to receive funding, New York State must ensure each NYS county completes self-certification training. Local governments within each county must certify to the county that they are in compliance with NIMS. Malcolm Jones, Supervisor of the E-911 emergency system is the County's Point-of-Contact person, and Coun. G. Goff is Point-of-Contact person in the Town. Supervisor Keith, Highway Supt. James Rascoe and Deputy Hwy Supt. Eric Merrill have taken online courses and are all certified with the County. As part of the system, the Association of Town of New York recommends adoption of a resolution adopting NIMS as the Town's official all-hazards incident response system.

Motion for adoption of the NIMS system (T.Goff-W.Kretser m/s/p) ALL AYE

RESOLUTION NO. 44: ADOPT NATIONAL INCIDENT MANAGEMENT SYSTEM AS TOWN'S INCIDENT RESPONSE SYSTEM WHEREAS, in Homeland Security Presidential Directive (HSPD)-5, the President of the United States directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for federal, state, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size or complexity; and WHEREAS, the collective input and guidance from all federal, state local and tribal homeland security partners has been, and will continue to be, vital to the development, effective implementation and utilization of a comprehensive NIMS; and WHEREAS, it is necessary that all federal, state, local and tribal emergency management agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and WHEREAS, to facilitate the most efficient and effective incident management, it is critical that federal, state local and tribal organizations utilize standardized terminology, standardized organizational structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve New York State's ability to utilize federal funding to enhance local and state agency readiness, maintain first responder safety, and streamline incident management processes; and WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the state, including all public safety and emergency response organizations training programs; and WHEREAS, the National Commission on Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System; NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Franklin, County of Franklin, State of New York, hereby mandates that the National Incident Management System be utilized for all incident management in the Town of Franklin; and BE IT FURTHER RESOLVED, that this resolution be effective immediately.

Those voting aye:

Supervisor Mary Ellen Keith
Councilman Gene Goff
Councilperson Janet Ordway
Councilman Walt Kretser
Councilman Tim Goff

Those Voting nay:

None

OLD BUSINESS

1. ELECTIONS. A primary election for both parties will be held tomorrow, Tues., September 12, 2006. The Town's Voting Machines Custodians have declined to participate in either the primary or the general election and have returned their equipment and their keys. Franklin County Board of Elections insist the Town's door locks be changed to ensure handicapped access, and apparently, will pay for same.

2. CONTRACT WITH F.X. BROWNE. Supervisor Keith requested permission from the Board to execute the contract for monitoring the Town's landfill.

Motion authorizing Supervisor to sign F.X. Browne contract (W.Kretser-G.Goff m/s/p) ALL AYE

RESOLUTION NO. 45: AUTHORIZE SUPERVISOR TO EXECUTE CONTRACT WITH F.X.BROWNE TO MONITOR LANDFILL WHEREAS, the attorney for the Town has reviewed the agreement with F.X. Browne, Inc. pursuant to the landfill monitoring for the Town; and WHEREAS, the Town Board has approved the agreement; NOW THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to execute said agreement with F.X. Browne.

Those voting aye:

Supervisor Mary Ellen Keith
Councilman Gene Goff
Councilperson Janet Ordway
Councilman Walt Kretser
Councilman Tim Goff

Those Voting nay:

None

3. MEETINGS AND CONFERENCES OF NOTE.

- a. Wednesday, Sept. 13, 2006 - in Malone. Civil Service. Supv. Keith will not attend.
- b. Wednesday, Sept. 20, 2006 - Town Hall. Ann Holland will meet with the Town Clerk and Denis Meadows, State Archives, concerning records storage.
- c. Thursday Sept. 21, 2006 at 3:30 pm in Harrietstown - Coun. G. Goff will represent the Town and meet with Village of Saranac Lake Mayor, Harrietstown Supervisor Larry Miller and the Brighton Town Supervisor concerning rescue contracts. The Brighton Town Supervisor has developed a plan based on use of the system rather than assessed real property valuation.
- d. Wednesday, Sept. 27, 2006 6:00 pm at Rec Park - Meeting with Yellow Wood. Special Town Board meeting at Town Hall at 7:00 pm for preliminary Yellow Wood study results.
- e. Tuesday, October 17, 2006 - Local Government Conference at SUNY Potsdam. Town Clerk will attend.

CORRESPONDENCE

1. TIME WARNER CABLE. Supervisor Keith received correspondence from Time Warner Cable concerning its failed negotiations with the NFL Network and probability that it will not carry the network.
2. RAINBOW LAKE ASSOCIATION. Supervisor Keith received a request for support from Thomas and Patricia Willis, members of the Rainbow Lake Association, in the Association's grant application to test water on Rainbow Lake and educate boaters concerning invasive species. Supv. Keith noted the Board had done the same last year.

Motion to endorse Rainbow Lake Association grant application (M.Keith-T.Goff m/s/p) ALL AYE
3. FRIENDS OF THE NORTH COUNTRY. The Town of Franklin was not included in the grant awarded to Franklin County. FONC suggested resubmitting the Town's application for 2007.
4. GOVERNOR'S OFFICE. The Governor's office corresponded concerning the recent flooding. The Town did not experience any flooding.

COMMITTEE REPORTS

1. RECREATION. The Summer Youth Program was successful. A total of 995 lunches were served to youngsters participating in the program.

2. CHILDREN'S PARTY. The Haunted Jaunt will take place on Saturday, October 28th.

ADJOURNMENT

There being no further business to conduct, the meeting adjourned at 8:55 pm

Motion to adjourn (J.Ordway-M.Keith m/s/p) ALL AYE

Respectfully submitted, Sandra J. Oliver, Town Clerk

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