



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 Meetings

MINUTES OF THE PUBLIC HEARING ON PROPOSED LOCAL LAW #3 OF 2010 HIGHWAY SUPT. HEALTH INSURANCE BUYOUT and PROPOSED LOCAL LAW #4 OF 2010 DOG CONTROL AND LICENSING and MONTHLY TOWN BOARD MEETING
November 10, 2010 - 6:30 PM

Board members present:

Supervisor Arthur P. Willman, Jr.
Councilman Allen Berg
Councilman Clifford Smalley
Councilman Donald Hamm
Councilman Bradley Merrill

Others Present:

Highway Superintendent Jacques DeMars, Town Clerk Sandra Oliver, Doris Hamm, Frances Oliver, Donna Besaw, Ed Martin, Donald Goff, Dan Plosila, Derrick Romeo, Ken Guerin, Nathan Brown - Adirondack Daily Enterprise

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. 3 OF 2010 BUYOUT OF HIGHWAY SUPERINTENDENT HEALTH INSURANCE

1. CALL TO ORDER

Supervisor Arthur P. Willman, Jr. called the hearing to order at 7:00 PM, the Pledge of Allegiance was recited, the Clerk called the roll, introduced guests and declared a quorum was present. A copy of the Proof of Publication of the notice of the public hearing was displayed, and the rules of procedure were attached to the Agenda. Copies of the proposed local law #3 of 2010 were available for public review.

2. PURPOSE OF HEARING.

Supv. Willman announced the purpose of the hearing was to receive public comment on proposed Local Law #3 of 2010 - Buyout of Highway Superintendent Health Insurance, and noted this will actually save the Town \$13,000 per year. He then read into the record the language of the proposed law:

"HIGHWAY SUPERINTENDENT HEALTH INSURANCE BUYOUT

(1) The Highway Superintendent has historically received health insurance benefits by virtue of his employment with the Town of Franklin. If the currently-serving Highway Superintendent does not wish to receive health insurance benefits through the Town of Franklin, he may have the option of receiving a "buyout" of these benefits in sum of Six Thousand and no/100ths dollars (\$6,000.00) annually, provided he submits proof of health insurance coverage from an another source.

(2) This local law shall become effective upon filing with the Secretary of State."

3. COMMENTS

COUN. SMALLEY inquired whether in future if it would automatically be assumed that the Town would provide health insurance to the Highway Superintendent and if the proposed law does not preclude future Highway Superintendents from obtaining insurance from the Town. Supv. Willman responded the Town has historically provided health insurance to the superintendent, but if future superintendents can prove coverage from another source, then the superintendent would be offered the buyout. This law provides the option.

COUN. BERG thanked Supt. DeMars for his cooperation.

4. ADJOURNMENT

There being no further board or public comments, the hearing adjourned at 6:35 PM. Motion to adjourn (A.Berg-B.Merrill m/s/p) ALL AYE

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. 4 OF 2010 DOG CONTROL AND LICENSING IN THE TOWN OF FRANKLIN Immediately following the public hearing on Local Law #3

1. CALL TO ORDER

The Pledge having been recited and the roll called, Supv. Willman called the public hearing to order. A copy of the Proof of Publication of the notice of the public hearing was displayed, and the rules of procedure were attached to the Agenda. Copies of the proposed local law #4 of 2010 were available for public review.

2. PURPOSE OF HEARING BUSINESS

Willman announced the purpose of the hearing was to receive public comment on proposed Local Law #4 of 2010 - Dog Control and Licensing in the Town of Franklin. The Town must adopt this law as the State of New York Dept. of Agriculture & Markets will no longer administer dog licensing after December 31, 2010. Supv. Willman noted the Town is not seeking to make a profit from dog licensing; the Town needs to cover its costs. He then read into the record the provisions of the proposed law:

"DOG CONTROL AND LICENSING IN THE TOWN OF FRANKLIN

Section 1 Purpose: The Town Board of the Town of Franklin finds that the running at large and other uncontrolled behavior of licensed and unlicensed dogs has caused physical harm to persons, damage to property and has created nuisances within the Town. The purpose of this Local Law is to protect the health, safety and well being of persons and property by imposing restrictions on the keeping and running at large of dogs within the Town.

Section 2 Authority: This Local law is enacted pursuant to the provisions of (Article 7, chapter 39, Part T) of the Agriculture and Markets law and the Municipal Home Rule Law of the State of New York.

Section 3 Title: The title of this Local Law shall be the Dog Control and Licensing Law of the Town of Franklin.

Section 4 Definition of Terms: As used in this Local law the following words shall have the following respective meanings:

(a) "Dog" means male and female, licensed or unlicensed, members of the species canis familiaris.

(b) "Owner" means person entitled to claim lawful custody and possession of a dog and who is responsible for purchasing the license for such dog unless the dog is or has been lost and such loss was promptly reported to the dog control officer and a reasonable search has been made. If a dog is not licensed, the term "owner" shall designate and cover any person or persons, firm, association or corporation, who or which at any time owns or has custody or control of, harbors, or is otherwise responsible for any dog which is kept, brought or comes within the Town. Any person owning or harboring a dog for a period of one (1) week prior to filing any complaint charging a violation of this Local Law, shall be held in and deemed to be the owner of any dog found to be in violation of this chapter shall be under 18 years of age, the head of the household in which said minor shall be deemed to have custody and control of said dog and shall be responsible for any acts of the said dog in violation of this Local Law.

(c) "Leashed" means restrained by a leash which is attached to a collar or harness of sufficient strength to restrain the dog and which shall be held by a person having the ability to control the dog.

(d) Tag" means the prenumbered Town tag with license identification number. This tag is permanent. The dog will only receive one of these.

(e) "License" means the annual renewal of the dog license. The license will be issued by the Town Clerk with the "tag" number" on it. Licenses can be purchased for a period of one, two or three years, depending on date of rabies vaccination expiration. As of January 1, 2011, unexpired single and multiple year licenses issued under NYS Dept. Agriculture & Markets will be honored if rabies vaccination has not expired.

(f) "Run at large" means to be in a public place or on private land without the knowledge, consent and approval of the owner of such lands.

(g) "Town" means the Town of Franklin, Franklin County, State of New York.

Section 5 Restrictions: It shall be unlawful for any owner of any dog in the Town to permit or allow such dog to:

(a) Run at large unless the dog is accompanied by its owner or a responsible person and under the full control of such owner or person. For the purpose of this Local Law, a dog or dogs hunting in the company of a hunter or hunters shall be considered as accompanied by its owner.

(b) Engage in habitual and loud howling, barking, crying or whining or conduct as to unreasonably and habitually disturb the comfort or repose of any person other than the owner of such dog.

(c) Uproot, dig or otherwise damage any vegetables, lawns, flowers, garden beds or other property without the consent or approval of the owner.

(d) Chase, jump upon or otherwise harass any person in such manner as to reasonably cause intimidation or fear or to put such person in reasonable apprehension of bodily harm.

(e) Habitually chase, run alongside or bark at motor vehicles, motorcycles or bicycles while on a public street, highway or place, or upon private property without the consent or approval of the owner of such property.

(f) Create a nuisance by defecating, urinating or digging on public property or upon private property without the consent or approval of the owner of such property.

(g) Kill or injure any dog, cat or other household pet.

(h) If an unspayed female dog, when in heat, be off the owner's premises, unrestrained by a leash.

Establishment of the fact(s) that the owner of a dog has allowed or permitted such dog to commit any of the acts prohibited by this Section 5 of this law shall be presumptive evidence against the owner of such dog that he or she has failed to properly confine, leash or control such dog.

Section 6 Licensing of Dogs

(a) All dogs in the Town of Franklin must be licensed with the Town Clerk by the age of 4 months and are required to present a current Certificate of Rabies Vaccination at the time of licensing or the renewal of an existing license.

(b) Licenses may be purchased for a period of one year, two years or three years, and will expire on the date of expiration of the rabies vaccination. Owners with multiple dogs will be issued a "multiple dog license".

(c) Fees for Licensing of Dogs: The fee for a spayed or neutered dog will be \$3.50 per year (which includes the assessment of \$1.00 for the purpose of carrying out animal population control) and the fee for unspayed or unneutered dog will be \$12.50, (which includes assessment of a \$3.00 surcharge for the purpose of carrying out animal population control) with such fees being reviewed by the Town Board periodically and which may be changed by a resolution of the Town Board, if deemed necessary.

(d) Enumeration Fee: When the town Board determines the need for a dog enumeration, a fee of \$5.00 will be assessed for each dog found unlicensed or renewed at the time the enumeration is conducted.

(e) Purebred License: The Town of Franklin will NOT be issuing Purebred licenses. All dogs will be licensed individually as per fee system stated above.

(f) Service Dogs: The Town of Franklin will NOT require a license for any guide dog, service dog, hearing dog or detection dog.

(g) The Town of Franklin DOES NOT ALLOW the licensing of dogs by a shelter. The shelter must send the adoptive dog to the Town Clerk of the Town or City in which the dog will be harbored for licensing OR to the Town Clerk of the Town of Franklin if the dog is harbored in the Town of Franklin.

(h) All dog licenses may be purchased by visiting the Town offices or by regular mail. If licensing or renewing a license by mail, the appropriate fee must accompany the forms. There will be NO refund of fees.

(i) All fees will be used in funding the administration of this Dog Control and Licensing Law in the Town of Franklin.

(j) Fees for Seizure of Dogs. The fee for seizure and impoundment of dogs in violation of this law or the Laws of the New York State Department of Agriculture and Markets Law are as follows: First Offense: The same impoundment and euthanasia fee per animal that are charged to the town for such service. Second Offense: \$60.00 plus the impoundment and euthanasia fee per animal.

Section 7 Procedure for Seizure of Dogs

(a) The Dog Control Officer or any peace officer shall seize:

1) Any unlicensed dog whether on or off the owner's premises.

2) Any dog not wearing a tag, and after June 15, 1985, not identified, and which is not on the owner's premises,

3) Any dog found in violation of paragraphs (a) through (h) of Section 5 of this Local Law. Such seized dog shall be kept and/or disposed of in accordance with the provisions of Article 7 of Agriculture and Markets Law and see that the order of the Town Justice of the Town of Franklin in such case is carried out.

(b) The Dog Control Officer or peace officer observing a violation of this Law in his presence shall issue and serve an appearance ticket for such violation. Said Law should be considered a Petty Offense and not a Misdemeanor.

(c) Any person who observes a dog in violation of this Local Law may file a complaint under oath with the Town Justice of the Town of Franklin specifying the nature of the violation, the date thereof, a description of the dog and

the name and a residence, if known, of the owner of such dog. Such complaint may serve as a basis for enforcing the provisions of this Local Law.

(d) No action shall be maintained against the Town of Franklin, any duly designated Dog Control Officer, or any other agent or officer of the Town, to recover the possession or value of any dog, or for damages for injury or compensation for the destruction of any dog seized or destroyed pursuant to the provisions of this Local Law.

Section 8 Penalties. Any person convicted of a violation of this Local Law shall be liable for a civil penalty of \$25.00 for the first violation; of \$50.00 for a second violation and \$75.00 for each subsequent violation.

Section 9 Separability. Each separate provision of this Local Law shall be deemed independent of all other provisions hereof and if any provisions shall be deemed or declared invalid, all other provisions hereof shall remain valid and enforceable.

Section 10 Repealer. This Local Law shall supersede all prior Local Laws, Ordinances, Rules and Regulations relative to the control of dogs within the Town of Franklin, and they shall be upon the effectiveness of this Local Law, null and void.

Section 11 Effective Date. This Local Law shall be effective January 1, 2011, after filing with the Secretary of State."

3. COMMENTS:

DONNA BESAW commented her first question had been answered, namely, whether current Ag & Markets licenses would be honored, and she was glad they would be. As she cares for shelter dogs that cannot adapt to shelter conditions, she asked whether the new law would require her to license animals. She then asked about a multi-dog license.

A: The Town Clerk quoted the language of the proposed law, Section 4(b) "Any person owning or harboring a dog for a period of one (1) week . . ." The Clerk acknowledged the Town would issue multi-dog licenses.

A: Supv. Willman suggested she license dogs for which she has temporary custody and recoup the license fee from the adoptive owners.

ED MARTIN questioned whether any peace officer could enforce the provisions of the section of the law regarding seizure.

A: Supv. Willman responded yes.

COUN. SMALLEY requested clarification of the process of filing a complaint, whether if a resident has a complaint, he should call the Town Clerk or the Town Justice.

A: The Clerk responded it would depend what kind of complaint he had. If a resident or his/her pet is attacked by a dog, the individual should telephone the State Police, who will then report same to the shelter and the Department of Health. If the resident has a complaint about a dog who barks incessantly, he should first speak to his neighbor, and if no results are produced, then he should contact the Town Justice and file a complaint. If he sees a dog on the loose, he should contact either the State Police or the Tri-Lakes Humane Society (dog control officer for the Town) so either can transport the dog to the shelter.

DAN PLOSILA reported he had filed a complaint with the Town Justice about a dog which harassed his animals, and the matter was successfully concluded.

COUN BERG asked if it was ever legal to shoot a nuisance dog.

A: Coun. Hamm responded it was not.

4. ADJOURNMENT.

There being no further board or public comments, the hearing adjourned at 7:52 PM. Motion to adjourn (B.Merrill m/s/p) ALL AYE

MONTHLY TOWN BOARD MEETING

Immediately following the public hearing on Local Law #4

1. CALL TO ORDER

The roll having been previously called and Pledge of Allegiance recited, Supv. Willman called the monthly town board meeting to order.

2. PUBLIC COMMENTS

None

3. BUDGET AMENDMENTS

None

4. AUDIT OF CLAIMS

The following claims were submitted on Abstract #11 of 2010:

General Fund	Claims 205 - 224	\$9,642.34
Highway Fund	Claims 148 - 166	\$67,272.84
Prepay General	Claims 34 - 37	\$1,405.70

Coun. Berg asked why some bills were dated June and July, and Supv. Keith answered that sometimes charges need to be adjusted and vendors' bills sometimes arrive immediately following a board meeting.

Coun. Smalley commented that refuse haulers seem to be charged less than the Town and asked if it would be less expensive for the Town to contract with them. Supv. Keith responded in the past the Town has contracted with haulers but experience shows that it is less expensive for the Town Custodian to transport refuse to Lake Clear.

Motion to approve payment of claims (W.Kretser-C.Smalley m/s/p) ALL AYE

5. MINUTES

The minutes of the October 10, 27 and November 3, 2010 meetings were accepted as presented. Motion to accept minutes (A.Berg-B.Merrill m/s/p) ALL AYE

6. SUPERVISOR'S REPORT

Balances as at October 1, 2010:

General Fund	CK	\$44,545.92
	SV	\$281.50
	CLASS	\$112,216.46
	Historian	\$3,033.59
Highway Fund	CK	\$42,012.19
	SV	\$1,905.70
	CLASS	\$398,107.86
	Cap Proj Hwy	\$36,480.58
Landfill	CK	\$7,459.03
	CLASS	\$44,018.57
Fire	CK	\$4,414.92
	CLASS	\$685.30
Cap. Building	CLASS	\$434.84

Motion to accept Supervisor's Report (C.Smalley-A.Berg m/s/p) ALL AYE

7. TOWN CLERK REPORT.

For the month of October 2010:

15 dog licenses	\$62.50
3 Building permits	\$2,630.00
1 Culvert permit	\$168.26
1 Marriage License	\$40.00

	\$2,900.76
Paid to Supervisor	\$2,848.89
Paid to County Treasurer(dogs)	\$29.37
Paid to NYS Dept of Health	\$22.50

\$2,900.76

Motion to accept Town Clerk report (C.Smalley-A.Berg m/s/p) ALL AYE

8. HIGHWAY REPORT

A. SUPERINTENDENT'S REPORT.

Highway Superintendent Jacques DeMars reported on the progress of the Department:

1) ROAD WORK

- Crack sealing completed by Gorman Bros. on all of Swinyer, and parts of Oregon Plains Roads.
- Patched several areas on Franklin Falls Hill, Cold Brook and Plank Roads
- Raked Garden, Mensink, parts of Alder Brook Park and Goldsmith Roads and Blue Spruce Drive
- Ditching on Swinyer Road
- Backhoe used regarding complaint about rough conditions on Howe Road.

2) BRIDGE INSPECTION

- Appointment with County Hwy Supt. for inspection - Swinyer, Sinkhole and Howe Roads bridges. No deficiencies found.

3) ADMINISTRATIVE

- CHIPS paperwork submitted and telephone confirmation that it was approved.
- Researching truck pricing.

4) INFRASTRUCTURE

- With oversight from Board members, Department has removed material near overhead doors in rear, replaced and regarded to prevent water from entering. Also jack-hammered and removed section of concrete near overhead door and this date poured new concrete.

5) GARDEN ROAD

- National Grid cut danger trees and others for line maintenance. Department assisted them with chipping and traffic control and are currently pulling stumps to ensure easy plowing of road.

B. HIGHWAY COMMITTEE

Couns. Berg and Hamm congratulated the Highway Dept. employees on a very good job at the Garage. Supv. Willman singled out Eric Merrill for his work in prepping the floor at the rear prior to the new concrete being poured. Coun. Hamm recommended that Supt. DeMars see to the steam cleaning and drying of the entire floor before sealing with CureSeal from A.H.Harris.

C. QUESTIONS AND COMMENTS RE HIGHWAY MATTERS

Q/C: Coun. Merrill asked Supt. DeMars whether Town Barn Lane was included on the roads inventory submitted to CHIPS and whether it might not be advisable to remove it. If Town Barn Lane is on the inventory for 10 years, it becomes a public thoroughfare, and in actuality it is a driveway for a Town facility. It was placed on the roads inventory but not by Board resolution. Coun. Merrill suggested the Board adopt a resolution removing it from the inventory of Town roads. With respect to CHPS funding, the amount of money received for the site is small.

A: Supt. DeMars indicated if the Board wished, he would remove Town Barn Lane from the inventory of roads.

Supv. Willman requested a motion for a resolution removing Town Barn Lane from the inventory of roads. Motion (D.Hamm-A.Berg m/s/p) ALL AYE.

RESOLUTION NO. 90: REMOVE TOWN BARN LANE FROM INVENTORY OF TOWN ROADS WHEREAS, Town Barn Lane is the entrance to a Town facility; and WHEREAS, the site has been on the inventory of Town roads for less than ten years; and WHEREAS, the Town Board never officially accepted Town Barn Lane as a Town road; NOW, THEREFORE, BE IT RESOLVED, that Town Barn Lane be removed from the official inventory of town roads.

Those voting aye:

Supervisor Arthur P. Willman, Jr.
Councilman Clifford Smalley
Councilman Donald Hamm
Councilman Bradley Merrill
Councilman Allen Berg

Those Voting nay:

None

Those Absent:

None

Those Abstaining:

None

9. NEW BUSINESS

A. ADOPT LOCAL LAW NO. 3 OF 2010 - BUYOUT OF HIGHWAY SUPT. HEALTH INSURANCE.

The public hearing having been held and public comments received, Supv. Willman requested a motion for resolution

enacting Local Law No. 3 of 2010. Motion (B.Merrill-A.Berg m/s/p) ALL AYE.

RESOLUTION NO. 91: ENACT LOCAL LAW NO. 3 OF 2010 - BUYOUT OF HIGHWAY SUPERINTENDENT HEALTH INSURANCE WHEREAS, the Town of Franklin Town Board has heretofore determined that the Highway Superintendent is receiving health insurance benefits by virtue of his employment with the Town of Franklin but shall be entitled to a \$6,000.00 per year buy-out option in lieu of accepting health insurance benefits from the Town. The buyout will be subject to the Highway Superintendent providing proof of current health insurance from an alternate source; and WHEREAS, a proposed local law entitled "Highway Superintendent Health Insurance Buy-Out", being proposed local law no. 3 of 2010, was introduced by Councilman Allen Berg on the 27th day of October, 2010, and a copy of said proposed local law having on that date been delivered to or placed on the desks of all members of the Town of Franklin Town Board on October 20, 2010; and WHEREAS, and by resolution of the Town of Franklin Town Board duly adopted the 27th day of October, 2010, the Town Board did determine to conduct and hold a public hearing upon the said local law on the 10th day of November, 2010, at the Franklin Town Hall, Vermontville, NY 12989, at 6:30 PM; and WHEREAS, said notice of public hearing has been duly posted and published as required by law; and WHEREAS, said public hearing was duly held and all persons attending same have been heard; NOW, THEREFORE,

BE IT RESOLVED, after due deliberation, IT IS HEREBY ENACTED, ORDERED AND RESOLVED:

1. The local law entitled "Highway Superintendent Health Insurance Buy-out" being proposed Local Law No. 3 of 2010 within the Town of Franklin be and the same hereby is hereby enacted and adopted subject to complying with the filing requirements of the Municipal Home Rule Law of the State of New York.
2. The Town Clerk and attorney for the Town of Franklin are hereby authorized empowered and directed to file the same with the New York State Secretary of State as required by law.
3. This local law shall become effective on the date of filing with the Secretary of State.
4. This Resolution shall take effect immediately.

Those voting aye:

Supervisor Arthur P. Willman, Jr.
 Councilman Clifford Smalley
 Councilman Donald Hamm
 Councilman Bradley Merrill
 Councilman Allen Berg

Those Voting nay:

None

Those Absent:

None

Those Abstaining:

None

B. ADOPT LOCAL LAW NO. 4 OF 2010 - DOG CONTROL AND LICENSING

The public hearing having been held and public comments received, Supv. Willman requested a motion for a resolution enacting Local Law No. 4 of 2010 - Dog Control and Licensing in the Town of Franklin. Motion (C.Smalley-B.Merrill m/s/p) ALL AYE.

RESOLUTION NO. 92: ENACT LOCAL LAW NO. 4 OF 2010 - DOG CONTROL AND LICENSING IN THE TOWN OF FRANKLIN WHEREAS, a proposed local law entitled "Dog Control and Licensing in the Town of Franklin" being proposed local law no. 4 of 2010, was introduced by Councilman Clifford Smalley Allen Berg on the 27th day of October, 2010, and a copy of said proposed local law having on that date been delivered to or placed on the desks of all members of the Town of Franklin Town Board on October 20, 2010; and WHEREAS, and by resolution of the Town of Franklin Town Board duly adopted the 27th day of October, 2010, the Town Board did determine to conduct and hold a public hearing upon the said local law on the 10th day of November, 2010, at the Franklin Town Hall, Vermontville, NY 12989, at 6:30 PM; and WHEREAS, said notice of public hearing has been duly posted and published as required by law; and WHEREAS, said public hearing was duly held and all persons attending same have been heard; NOW, THEREFORE, BE IT RESOLVED, after due deliberation, IT IS HEREBY ENACTED, ORDERED AND RESOLVED:

1. The local law entitled "Dog Control and Licensing in the Town of Franklin" being proposed Local Law No. 4 of 2010 within the Town of Franklin be and the same hereby is hereby enacted and adopted subject to complying with the filing requirements of the Municipal Home Rule Law of the State of New York.
2. The Town Clerk and attorney for the Town of Franklin are hereby authorized empowered and directed to file the same with the New York State Secretary of State as required by law.
3. This local law shall become effective on January 1, 2011.
4. This Resolution shall take effect immediately.

Those voting aye:

Supervisor Arthur P. Willman, Jr.
 Councilman Clifford Smalley
 Councilman Donald Hamm
 Councilman Bradley Merrill
 Councilman Allen Berg

Those Voting nay:

None

Those Absent:

None

Those Abstaining:

None

C. INSPECTION OF ELECTRICAL SYSTEM AT FRANKLIN TOWN HALL.

Supv. Willman indicated this and previous Boards had been discussing this matter for quite some. He requested a motion for a resolution authorizing Gerald Race to perform an official inspection of the electrical system at the Town Hall. Coun. Smalley said this was a very good idea. Motion (B.Merrill-A.Berg m/s/p) ALL AYE.

RESOLUTION NO. 93: AUTHORIZE ELECTRICAL INSPECTION OF TOWN HALL WHEREAS, an inspection of the aging electrical system at the Franklin Town Hall is required so that repairs and upgrades may be effected in a timely manner; NOW, THEREFORE, BE IT RESOLVED, the Supervisor is hereby authorized to contract with Gerald Race to inspect the electrical system at the Franklin Town Hall, 7 Cold Brook Road, Vermontville, NY.

Those voting aye:

Supervisor Arthur P. Willman, Jr.

Councilman Clifford Smalley

Councilman Donald Hamm

Councilman Bradley Merrill

Councilman Allen Berg

Those Voting nay:

None

Those Absent:

None

Those Abstaining:

None

D. BIDS FOR COMPREHENSIVE MUNICIPAL INSURANCE

On November 3rd, bids were opened for comprehensive municipal insurance. Supv. Willman noted that all submissions were less than premiums paid in 2010, and during the past week, have been adjusted and reduced. The Board, Supv. Willman continued, wants to ensure that the Town is sufficiently protected. He and Coun. Berg have studied the submissions and held meetings with the bidding brokers. The reason for this is to reduce the insurance premiums the Town pays. If \$22,000 is the insurance premium, the budget can then be lowered so that the tax increase is 1.9%. Coun. Berg indicated he would like to ask each broker to state the amount of the premium the Town would be charged in 2011. Supv. Willman agreed and commented that the coverage is the same for each broker. If any losses occurred, the Town would be reimbursed on a replacement value basis, and there is no co-insurance. He concluded that he and Coun. Berg would like additional time to study the bids, and suggested the Board hold a special meeting on Wednesday, November 17th at 7:00 PM to award the bid for insurance and adopt the 2011 budget. Motion to call a special meeting Nov. 17 at 7PM (B.Merrill-A.Berg m/s/p) ALL AYE.

10. OLD BUSINESS

A. GARDEN ROAD UPDATE. As reported by Supt. DeMars, National Grid has removed dangerous trees, and the Department is now pulling stumps on the road.

B. ASSESSMENT UPDATE. Assessor Doug Tichenor is working on the reval.

C. INFRASTRUCTURE.

1) TOWN HALL. Requests for prices for windows and doors - labor only and materials only - will be in the Adirondack Daily Enterprise on Fri. Nov. 12 and Wed. Nov. 17. Bids will be opened at the board meeting on December 8th.

2) GARAGE.

Roof. Regarding the protruding roofing screws on the roof of the building, Supv. Willman indicated he received a quote from Doug Snickles to replace these for \$550. Coun. Hamm estimated it would take 2 men 1-1/4 days to replace the screws. Coun. Merrill opined that \$550 was a reasonable price, at a flat rate. The Town will purchase the new, larger roofing screws. Supv. Willman requested a motion to contract with Mr. Snickles for this small project. Motion (B.Merrill-C.Smalley m/s/p) ALL AYE.

Door Panel. Coun. Hamm requested Supt. DeMars to contact North Country Overhead Doors for replacement of the bottom panel.

11. COMMITTEE REPORTS

A. CELEBRATION. Coun. Smalley and Clerk Oliver reported that Sat. October 30th "Fall Festival" held for youngsters at the Town Hall was a modest success. About 10 children attended, accompanied by parents, and

received hot chocolate, candy and cookies. They drew pictures and were well behaved. A Christmas Party for children is scheduled for Saturday December 11th from 10AM to 2PM.

B. CEMETERY COMMITTEE. As reported earlier Coun. Merrill and the Custodian erected a fence around the back of Merrillsville Cemetery. Supv. Willman suggested the rest of the fencing be placed on hold until next spring. As for the roofs on the cemetery sheds, Supv. Willman reported he'd received an estimate of \$900 from Mr. Snickles to repair, and there was adequate money in the 2010 budget to cover the cost. He requested a motion to contract with Mr. Snickles to repair the roofs. Motion (B.Merrill-C.Smallley m/s/p) ALL AYE.

C. RECREATION Coun. Berg deferred to Derrick Romeo, who reported the Kate Mountain Community Recreation Association was now incorporated and had a temporary tax exempt i.d. The KMCRA will hold a benefit roast beef and ham dinner at the Town Hall on Saturday, December 4th, from 4-7PM. All are invited, and proceeds will be for the benefit of the Kate Mountain Park.

12. CORRESPONDENCE

Supv. Willman reported a letter had been received from the Saranac Lake Volunteer Ambulance & Rescue Squad confirming their certification by the NYS Dept. of Health. The Rescue Squad is now official and separate from the Fire Dept. as of Monday, November 8, 2010.

13. ADJOURNMENT

There being no further business to discuss or conduct, the meeting adjourned at 7:50 PM. Motion to adjourn (B.Merrill-A.Berg m/s/p) ALL AYE.

Respectfully submitted, Sandra J. Oliver, Town Clerk

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Town of Franklin

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