

September 14, 2021

Minutes of the Franklinville Town Board Meeting held on September 14, 2021, 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
 Terry McClory.....Highway Supt.
 Andrea StanbroTown 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 Lonnie Farrington, Steve Gorecki, Ginger Schroder, Donald Davis, Leonard Woodruff and John White.

Approval of Minutes

Mr. Weaver made a motion to accept the August 10, 2021, minutes, seconded by Mrs. Palmatier Motion carried Ayes-4 Breton, Palmatier, Weaver, Stevens
Nays-0

Mrs. Palmatier made a motion to proceed into a public hearing seconded by Mr. Weaver Motion carried Ayes-4 Breton, Palmatier, Weaver, Stevens
Nays-0

Public Hearing

Local Law 3-2021

Proof of Notice having been furnished, the Public Hearing on a Local Law issuing a Negative Declaration for Local Law Number 3 of 2021 Entitled "A LOCAL LAW AMENDING THE TOWN OF FRANKLINVILLE ZONING LAW TO PERMIT A NEW USE" was called to order at 7:04 P.M. by Robert Breton, Supervisor.

The following persons spoke in favor of Local Law 3-2021:

Leonard Woodruff
John White

All persons desiring to be heard, having been heard, the Hearing was terminated at 7:06 P.M.

Local Law 4-2021

Proof of Notice having been furnished, the Public Hearing on Adopting Local Law 4-2021 as Amended "A LOCAL LAW AMENDING LOCAL LAW 1-1999 KNOWN AS THE TOWN OF FRANKLINVILLE ZONING LAW" was called to order at 7:05 P.M. by Robert Breton, Supervisor.

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The following persons spoke in favor of Local Law 2-2021:

None

All persons desiring to be heard, having been heard, the Hearing was terminated at 7:17 P.M.

Mr. Weaver made a motion to close the public hearing and return to regular session, seconded by Mrs. Stevens

Motion carried Ayes-4 Breton, Palmatier, Weaver, Stevens
Nays-0

Approval of Abstracts

Mr. Weaver made a motion to pay Abstract #9 General vouchers # 153-174 in the amount of \$11,149.08, Highway vouchers # 110-124 in the amount of \$52,662.13 seconded by Mrs. Palmatier.

Motion carried Ayes- 4 Breton, Palmatier, Weaver, Stevens
Nays-0

Petitions and requests from the floor

None

Highway Superintendent

Mr. McClory reported they have been cleaning ditches, buttoning up the guardrail placement on Trowbridge Rd. Mr. McClory stated that the Capital Project is now complete on Trowbridge Rd. Sealing Bryant Hill Rd. and Healy Rd. is scheduled for Wednesday or Thursday of this week. Mr. McClory reported that there have been a few phone calls from residents stating that they have seen the speed zone changes on Bryant Hill Rd and requested the speed to be reduced on Weller Rd. Supervisor Breton stated that it is a long process but will start work on it. Suggested speed to be 35mph.

Cemetery Sexton

None

Code Enforcement Officer

Mr. Farrington reported he has been very busy with issuing building permits. Mr. Farrington reported that with as many building permits that have been sent out, there are not as many phone calls coming in for him to proceed with an inspection.

Dog Control Officer

Mr. Farrington reported that the Dog Control van has been in for some repairs and is still hearing banging and is figuring it out.

Town Clerk

Mrs. Stanbro stated that there is a squirrel in the supply closet causing damage and is going to call critter control.

Justices

None

Assessor

None

Supervisor

Supervisor Breton proposed the board set dates for Budget planning
The town board discussed matters further and as of right now the dates will be October 6th and 7th at 6 P.M.

Reports from Board members

None

Old Business

A special Board Meeting will be set to be held September 21, 2021, at 6 P.M. to speak about the GLC project. This meeting will be held before the Zoning Board meeting

New Business

None

Outside Communications

Mrs. Schroder reported that the Cattaraugus County Planning Board approved Local Law's 3 and 4 and gave permission to move forward on adopting the laws.

Resolutions

Resolution # 42-2021

On a motion of Mr. Weaver, seconded by Mrs. Stevens, the following resolution was
ADOPTED Ayes- 4 Breton, Weaver, Palmatier, Stevens
Nays- 0

Resolution issuing a Negative Declaration for Local Law Number 3 of 2021 Entitled "A LOCAL LAW AMMENDING THE TOWN OF FRANKLINVILLE ZONING LAW TO PERMIT A NEW USE"

Resolution # 43-2021

On a motion of Mrs. Palmatier seconded by Mr. Weaver, the following resolution was
ADOPTED Ayes- 4 Breton, Weaver, Palmatier, Stevens
Nays- 0

Resolution issuing a Negative Declaration for Local Law Number 4 of 2021 Entitled "LOCAL LAW 4-2021 AS AMENDED "A LOCAL LAW AMENDING LOCAL LAW 1-1999 KNOWN AS THE TOWN OF FRANKLINVILLE ZONING LAW"

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Resolution # 44-2021

On a motion of Mr. Weaver seconded by Mrs. Palmatier, the following resolution was ADOPTED Ayes- 4 Breton, Weaver, Palmatier, Stevens
Nays- 0

Resolution Adopting Local Law 3-2021 as Amended "A LOCAL LAW AMENDING THE TOWN OF FRANKLINVILLE ZONING LAW TO PERMIT A NEW USE"
(Because of timeline Local Law 3-2021 will become Local Law 2-2021)

Resolution # 45-2021

On a motion of Mrs. Stevens, seconded by Mrs. Palmatier, the following resolution was ADOPTED Ayes- 4 Breton, Weaver, Palmatier, Stevens
Nays- 0

Resolution Adopting Local Law 4-2021 as Amended "A LOCAL LAW AMENDING LOCAL LAW 1-1999 KNOWN AS THE TOWN OF FRANKLINVILLE ZONING LAW"
(Because of timeline Local Law 4-2021 will become Local Law 3-2021)

Resolution # 46-2021

On a motion of Mr. Weaver seconded by Mrs. Palmatier, the following resolution was ADOPTED Ayes- 4 Breton, Weaver, Palmatier, Stevens
Nays- 0

Resolution Introducing Local Law 5-2021 entitled "A LOCAL LAW ADOPTED PURSUANT TO CANNABIS LAW SECTION 131 OPTING OUT OF LICENSING AND ESTABLISHING RETAIL CANNABIS DISPENSARIES AND/OR ON-SITE CANNABIS CONSUMPTION ESTABLISHMENTS WITHIN THE TOWN OF FRANKLINVILLE; Establishing Date of Public Hearing.

On a motion of Mrs. Palmatier seconded by Mr. Weaver, the following resolution was ADOPTED Ayes- 4 Breton, Weaver, Palmatier, Stevens
Nays- 0

Resolution to increase Appropriation Account DA 5130.400 by \$10,000.00 to be funded from Account DA 915.04 Assigned Unappropriated Fund Balance for the Highway Department.

Verbal Resolution

On a motion of Mr. Weaver seconded by Mrs. Steven, the following resolution was ADOPTED Ayes- 4 Breton, Weaver, Palmatier, Stevens
Nays- 0

Resolution to hire a temporary CDL Driver not exceeding 60 days, also stating the position can be filled by the Highway Superintendent himself.

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Adjournment

Mr. Weaver made a motion to go into Executive Session at 7:56PM for discussions regarding proposed, pending, or current litigation, the medical, financial, credit or employment history of a particular person or corporation, or matters leading the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation; and then adjourn and was seconded by Mrs. Palmatier.

Motion carried Ayes-5 Breton, Palmatier, Tinelli, Weaver, Stevens
Nays-0



Town Clerk