MINUTES OF THE FISCAL AND REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF THURMAN HELD MARCH 12, 2013 AT THE TOWN HALL, 311 ATHOL ROAD, ATHOL NEW YORK, COMMENCING AT 6:30 P.M...

PRESENT:  MRS. EVELYN WOOD, SUPERVISOR

MR. CHARLES BILLS, COUNCILMAN

MR. AL VASAK, COUNCILMAN

MRS. GAIL SEAMAN, COUNCILWOMAN

ABSENT:  MR. LEON GALUSHA, COUNCILMAN

ALSO ATTENDING TONIGHT’S MEETING: Mickey Guy EMS coordinator for Warren County and Brian LaFlure Director of EMS services for Warren County

ON DUTY AT TONIGHT’S MEETING: Officer Richard Swan from the Warren County Sheriffs Office

Recording secretary: Cynthia R. Hyde, Town Clerk

FISCAL MEETING: The Town Board reviewed all claims.

BOARD MEETING: The regular town board meeting was called to order by Evelyn Wood, Supervisor.

PLEDGE ALLEGIANCE TO THE FLAG

ROLL CALL

APPROVAL OF THE MINUTES:

On a motion by Councilman Bills, seconded by Councilman Vasak, the February 12, 2013 minutes were approved with a request from Supervisor Wood to add the dollar amount of the two motions put on the floor by Councilman Galusha to fund the Thurman EMS.

MOTION CARRIED: 4 AYES ~ WOOD, BILLS, VASAK, SEAMAN
AMENDMENT TO THE MINUTES:

On page 2 of the February 12, 2013 minutes it reads that Councilman Galusha put a motion on the floor to fund the Thurman EMS. The amount Councilman Galusha was proposing to fund the Thurman EMS was $75,000.00.

On page 7 of the February 12, 2013 minutes it reads that a motion to fund the Thurman EMS that was introduced was still on the floor. Councilman Bills seconded the motion with the amount proposed to be funded to the EMS to be $62,000.00.

DISCUSSION:

There was discussion pertaining to privilege of the floor as written in the February 12, 2013 minutes.

Councilwoman Seaman felt that the town clerk’s summary of privilege of the floor was subjective rather than factual. Councilwoman Seaman also asked why the clerk had not written the name and question or comment of each person who spoke during privilege of the floor. Seaman added that she had seen privilege of the floor written both ways (written as a summary and written with each speaker’s name and whether they were for or against what was being discussed). Seaman said that she would like to have seen a more verbatim approach to last month’s privilege of the floor.

The Town Clerk, Cynthia Hyde said that she did not feel that the summary of privilege of the floor was subjective. Hyde felt the summary of privilege of the floor was a good rendition of what happened at the February 2013 meeting. Hyde also said that to write what happened verbatim would be an extremely lengthy task, because to be fair it would require writing everything everyone said. The town clerk explained that February’s meeting had been a regular meeting and the format used to write privilege of the floor was up to the town clerk. Hyde added that the topic that arose at privilege of the floor was not a response to business conducted during the board meeting. Hyde explained that it was the minutes of a public hearing that required a list of each speaker and whether they were for or against the topic of the public hearing.
EMS:

Brian LaFlure, EMS coordinator for Warren County, said that Thurman EMS is still online. Thurman EMS can answer BLS calls; in the event of an ALS call Warrensburg EMS will be dispatched. In order to remain online the squad must comply with the demands of the medical director. The medical director holds the liability and expects the squad to follow certain stipulations. If the squad can’t keep up with these stipulations, the medical director steps back and the squad is unable to serve the public. Mr. LaFlure said that these issues are not unique to Thurman. Mr. LaFlure stated that many rural EMS squads don’t have the funds (or a way of getting the funds) to survive.

Brian LaFlure and Mickie Guy then described a possible solution for Warren County. They suggested Warren County roaming ALS techs which would be on call to meet up with local BLS squads in route. Brian LaFlure said the hard part would be selling this idea to the Warren County Board of Supervisors. Queensbury and Glens Falls supervisors (with their weighty votes) won’t be interested in funding this because they don’t have EMS problems. Mr. LaFlure hoped that the people at tonight’s meeting would come to the Warren County Board of Supervisor’s meetings and support the Roaming ALS idea.

CORRESPONDANCE:

Letter of interest to serve on the Board of Assessment Review from Kathy Fieden

Letter from Joyce Eddy

Letter from Mary Eddy

BAR APPOINTMENT:

On a motion by Councilwoman Seaman, seconded by Councilman Vasak, the town board appointed Kathy Fieden to the Board of Assessment Review.

MOTION CARRIED: 4 AYES ~ WOOD, BILLS, VASAK, SEAMAN
REPORTS:

Councilman Vasak: Food Pantry (Next gleaning April 01, 2013), Highway – report attached

Councilwoman Seaman reported that ...

A thank you was received from Adirondack Nursing Home for the valentines

The Easter party would be held March 23, 2013 from 1-3pm

There will be no summer recreation program.

Supervisor’s Report:

Supervisor Wood reported that...

The 200th Warren County Anniversary celebration started today

Councilman Vasak will deliver the proclamation to Warren County

The Thurman Jack Wax party went well thanks to Kathy and Andy Templeton and it was a beautiful weekend.

The AUD has been completed and filed in the Town Clerk’s office

Town of Thurman has been awarded $200,000.00 from a grant for white space internet.

Warrensburg School would like the old lever voting machine. On a motion by Councilman Bills, seconded by Councilman Vasak, the town board agreed to give Warrensburg School the old voting machines.

MOTION CARRIED: 4 AYES ~ WOOD, BILLS, VASAK, SEAMAN

On March 18, 2013 at 7:00 pm there is a Warrensburg School budget meeting

Linda Marcella, Warrensburg School Board Member, spoke about the school budget and said that input is needed from Thurman. Marcella wanted to know if Thurman residents would support a 3.8% increase and if they didn’t where would
they take it from. Linda Marsella said that to override the tax cap the budget would have to pass with a super majority (60%). If it doesn’t pass, the school board will present another budget. If the second budget doesn’t pass with a super majority, the school will have to go with a contingency budget.

Supervisor’s report continued...

Councilwoman Seaman and Supervisor Wood attended NYS Association of Towns meeting and training sessions in New York City. Supervisor Wood, along with Fred Engleman (White space), sat on a broad band panel while there. Councilwoman Seaman found the meetings informative but said that she wasn’t a fan of New York City.

The Hudson River Bridge is going to be painted and should be done by October 31, 2013.

DEC accepted our changes. Tom Suozzo will be on the agenda for the April meeting to lay out where we are.

TRUCK BOX BIDS:

Highway Superintendent Patrick Wood got a quote from T&T; (off the state contract)s, for a primed and painted truck box for the single axle tandem truck. Superintendent Patrick Wood would like to buy the box. On a motion by Councilman Bills, seconded by Councilman Vasak, The Town Board approved the purchase of one truck box for $33,000.00 from T&T Sales, Inc.

MOTION CARRIED: 4 AYES ~ WOOD, BILLS, VASAK, SEAMAN

OLD BUSINESS:

Solid Waste:

Supervisor Wood said that she took the town board’s selection from last month’s meeting to Warren County. The 3 year contract has been written up. It includes hauling, tires and nonprocessables. Supervisor Wood stated that last year nonprocessables were not included and she was excited it was included this year because it should be a money saver.
Warren County will retain ownership of landfill bins and perform necessary repairs.

**Supervisor Wood** said that the bids for the pipe arch bridge opened in January can be awarded at tonight’s meeting.

**NEW BUSINESS:**

On a motion by **Councilwoman Seaman**, seconded by **Councilman Bills**, the town board authorized the Supervisor to sign an APA form for the Sorenson subdivision.

**MOTION CARRIED: 4 AYES ~ WOOD, BILLS, VASAK, SEAMAN**

**Schroon River Animal Hospital:** The town was being billed for a stray dog taken to Schroon River Animal Hospital by a Stony Creek resident. **Supervisor Wood** said she consulted with the attorney who said that the town is not liable for this fee as the Thurman ACO did not bring the dog in.

**RESOLUTION # 18:**

**RESOLUTION AUTHORIZING INTERMUNICIPAL AGREEMENT BETWEEN THE TOWN OF THURMAN AND WARREN COUNTY RELATING TO SOLID WASTE AND RECYCLABLE DISPOSAL SERVICES (WC 065-12) AND SOLID WASTE AND RECYCLING TRANSPORTATION SERVICES (WC 070-12)**

WHEREAS, as a result of a competitive bidding process completed by Warren County ("County") and for the benefit of local municipalities including the Town of Thurman ("Town"), the County has arranged for Solid Waste and Recyclable Disposal Services (WC 065-12) and Solid Waste and Recycling Transportation Services (WC 070-12) to be available to the Town through the various contractors who have been awarded contracts by the County for the foregoing services, and

WHEREAS, the Town Board desires to utilize the County’s contractual arrangements for Solid Waste and Recyclable Disposal Services upon the terms and conditions set forth in the County’s agreements for such services with Waste Management of New York, LLC, Casella Waste Management d/b/a Casella Waste
March 12, 2013

Services, D & G Recycling, LLC and Perkins Recycling Corp., and

WHEREAS, the Town Board desires to utilize the County’s contractual arrangements for Solid Waste and Recycling Transportation Services upon the terms and conditions set forth in the County’s agreements for such services with Waste Management of New York, LLC and Casella Waste Management d/b/a Casella Waste Services, and

WHEREAS, after review and deliberation of the competitive bid proposals of Waste Management of New York, LLC and Casella Waste Management d/b/a Casella Waste Services, the Town desires to have Waste Management of New York, LLC and Casella Waste Management d/b/a Casella Waste Services transport all the solid waste and recyclable materials from the Town’s transfer station with the services to be provided by each Contractor and the price for such services identified and as set forth in the Schedules attached hereto and incorporated herein, and

WHEREAS, after review and deliberation of the competitive bid proposals of Waste Management of New York, LLC, Casella Waste Management d/b/a Casella Waste Services, D & G Recycling, LLC and Perkins Recycling Corp., the Town Board desires to have Waste Management of New York, LLC, Casella Waste Management d/b/a Casella Waste Services, D & G Recycling, LLC and Perkins Recycling Corp., dispose of solid waste and recyclable material from the Town’s transfer station with the services to be provided by each Contractor and the price for such services identified and as set forth in the Schedules attached hereto and incorporated herein, and

WHEREAS, the County has presented the Town Board with a proposed Intermunicipal Agreement which sets forth the terms and conditions upon which the Town will participate and pay for Solid Waste and Recyclable Disposal Services and Solid Waste and Recycling Transportation Services through the County’s contractual arrangements for such services, and

WHEREAS, the term of the Intermunicipal Agreement shall commence on March 1, 2013 and terminate December 31, 2013, and the Intermunicipal Agreement may
be extended for two (2) consecutive one (1) year terms through December 31, 2015, should the County elect to extend its agreements with the various contractors identified in foregoing preambles of this resolution and should the Town elect to continue to participate in the County’s contractual arrangements for Solid Waste and Recyclable Disposal Services and Solid Waste and Recycling Transportation Services during any extended term,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby approves and authorizes the Intermunicipal Agreement between the County and the Town regarding Solid Waste and Recyclable Disposal Services and Solid Waste and Recycling Transportation Services and authorizes the Town Supervisor on behalf of the Town to execute the Intermunicipal Agreement with the County, and be it further

RESOLVED, that the Town Board elects to have Waste Management of New York, LLC, Casella Waste Management d/b/a Casella Waste Services, D & G Recycling, LLC and Perkins Recycling Corp. provide Solid Waste and Recyclable Disposal Services to the Town which services and prices by contractor have been identified by the Town on the attached Schedules and otherwise in accordance with the terms and conditions of the agreements between the County and Waste Management of New York, LLC, Casella Waste Management d/b/a Casella Waste Services, D & G Recycling, LLC and Perkins Recycling Corp., and be it further

RESOLVED, that the Town Board elects to have Waste Management of New York, LLC, Casella Waste Management d/b/a Casella Waste Services provide Solid Waste and Recycling Transportation Services to the Town which services and prices by contractor have been identified by the Town on the attached Schedules and otherwise in accordance with the terms and conditions of the agreements between the County and Waste Management of New York, LLC, Casella Waste Management d/b/a Casella Waste Services, D & G Recycling, LLC, and be it further

RESOLVED, that the Town Board further authorizes and directs the Town Supervisor, Town Clerk and/or Counsel for the Town to take any further action necessary to effectuate the terms of this Resolution.
On a motion by Councilman Vasak, seconded by Councilwoman Seaman, the town board approved Resolution #18.

**MOTION CARRIED:** 4 AYES ~ WOOD, BILLS, VASAK, SEAMAN

**RESOLUTION # 19:**

Resolution to Award Bid

WHEREAS the Town of Thurman requested proposals for engineering services for the construction of a pipe arch bridge on River Road which will be built as a result of a grant awarded to the Town of Thurman, and

WHEREAS the low bidder’s contract documents have been reviewed by appropriate personnel associated with the grant, now therefore be it

RESOLVED that the Town of Thurman hereby awards the contract for engineering design services for the construction of a pipe arch bridge on River Road in the Town of Thurman to Cedarwood Engineering in the amount of $12,000.

On a motion by Councilwoman Seaman, seconded by Councilman Vasak, the town board approved resolution # 19.

**MOTION CARRIED:** 4 AYES ~ WOOD, BILLS, VASAK, SEAMAN

**APPROVAL OF CLAIMS:** On a motion by Councilman Vasak, seconded by Councilwoman Seaman, the town board approved vouchers #’s 2013-117 thru 2013-176 highway fund $44,694.47, general fund $9,699.44, Fire District $74,500.00 and Snowmobile Club $27,000.00.

**MOTION CARRIED:** 4 AYES ~ WOOD, BILLS, VASAK, SEAMAN

**EXECUTIVE SESSION:**

On a motion by Councilman Vasak, seconded by Councilman Bills, the town board went into executive session at 8:08 pm to discuss the possible appointment of a particular corporation.

**MOTION CARRIED:** 4 AYES ~ WOOD, BILLS, VASAK, SEAMAN
On a motion by Councilman Vasak, seconded by Councilwoman Seaman, the town board came out of executive session at 8:26 pm with no action being taken.

**MOTION CARRIED: 4 AYES ~ WOOD, BILLS, VASAK, SEAMAN**

**PRIVILEGE OF THE FLOOR:**

Privilege of the floor was not extended to the public at this meeting.

**ADJOURNMENT:** On a motion by Councilman Bills, seconded by Councilman Vasak, the meeting was adjourned at 9:00 pm.

Respectfully Submitted:

Cynthia R. Hyde
Town Clerk
03/26/2013

Attached:
Letter of interest from Kathy Fieden
Letter from Warren County Historical Society
E-mail from Family Search
Letter from Joyce Eddy
Letter from Mary Eddy
Report from Councilman Vasak
March 12, 2013

To Whom it may concern:

I, Kathy Feiden, am interested in serving on the B.A.R. Kindly consider my request.

Kathy J. Feiden
AKA Kathy F. Templton
Warren County Historical Society

Dr. Stan Cianfarano  
President

Judy Melkonian  
Vice President

Gary Evans  
Executive Director

Monique Marcil  
Secretary

Beverly Pozzi  
Treasurer

2013 BICENTENNIAL CELEBRATION

1813-2013

March 2013

2013 ANNUAL APPEAL

Dear Warren County Historical Society Supporter,

Your support enables the Warren County Historical Society to achieve its mission: to promote our county’s history by supporting research and preservation efforts, promoting historical awareness programs and much more.

Thank you for your kind consideration. Any monetary amount is genuinely appreciated.

NEW!

- For supporters of $50 or more we will send you a gift, four placemats displaying Dean Photography’s famous and colorful scenes of our lovely area.
- For supporters of $100 or more we will send you a gift, a copy of David Pitkin's new book, Haunted Warren County.
- For supporters of $200 or more we will send you a gift, a copy of Warren County Historical Society’s book, Warren County (New York): Its People & Their History Over Time.

For your convenience, please send us your support using the enclosed self-addressed envelope.

Thank You.

Sincerely,

Gary Evans  
Executive Director

168 Sonnyside Road, Queensbury, New York 12804-7762 (518) 743-9734
E-Mail: mail@warrencountyhistoricalsociety.org
Website: http://www.warrencountyhistoricalsociety.org
March 12, 2013

Cynthia Hyde

From: "Alain Allard" <AllardA@familysearch.org>
To: <thurmontwolrkr@verizon.net>
Sent: Tuesday, March 12, 2013 1:26 PM
Subject: digitizing your records

Dear Ms. Hyde,

You have corresponded with one of our supervisor, Manuel Sánchez, on our program to help preserve the historical records at no cost to participating archives. You kindly provided us with a list of the vital and other records you would like to see digitized.

In return for our free services, we request permission to post these images on our website to allow researchers to trace their roots. There is no charge to anyone as we provide the images at no cost to researchers. (See www.familysearch.org) In the past, the New York Department of vital records has expressed concerns with the publishing of these vital records, including the historical records. We would be happy to proceed with our services if you can confirm that this would be acceptable to all parties.

Please let me know if we may assist you with your records preservation and access plans.

Best regards,

Alain L. Allard
FamilySearch International
Field Relations Manager
520 des Seigneurs
Suite 103
Terrebonne, Quebec J6W 1T3
Office: (450) 964-2843
Fax: (450) 964-9846

FAMILYSEARCH

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March 12, 2013

Joyce Eddy
P. O. Box 65
Athol, NY 12810

Town of Thurman Board
P. O. Box 29
Athol, NY 12810

March 11, 2013

Dear Evelyn,

At the February meeting I asked you if the EMS could be supported with part of the $338,000.00 from the unrestricted fund balance.

You were said you were curious where that number came from, there wasn’t that much in an unrestricted fund balance as you had the balance sheets. I would assume it came from your office.

Resolution #59 to adopt Multi Year financial plan by the town board at the December 2012 meeting - Four year financial plan, fiscal years 2013 - 2016.

On page 5, Major Fund Summary of the Four Year Financial Plan - All Major Funds:

Unrestricted Fund Balance Estimated 2012 - $338,696.00.

In such a short amount of time, from the December town board meeting to the February town board meeting, can this money not be accounted for?

Please attach this letter to the March town board meeting along with the four year financial plan that was previously approved and adopted by the board.

Joyce Eddy

[Signature]
Four Year Financial Plan, Fiscal Years 2013-2016
Thurman Volunteer Fire Company

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Budgetary Reserves
- Fund Equity, beg. of Year
- Fund Equity, end of Year
- Nonexpendable and Restricted Fund Balance
- Unrestricted Fund Balance
- Unrestricted Fund Balance % of Expenditures

Surplus (Deficit)

Unrestricted Fund Balance % of Expenditures

Operating Fund 2

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**Major Fund Summary**

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March 12, 2013

Mary Eddy
P. O. Box 9 - Bowen Hill Road
Athol, NY 12810

Thurman Town Board
P. O. Box 29
Athol, NY 12810

March 12, 2013

Dear Evelyn and Town Board Members,

It was stated by Gail Seaman, at the February meeting, that the Thurman EMS and Warrensburg EMS could consolidate and receive a NY state grant of $200,000.00. This grant application had to be completed and submitted by March 13, 2013. Gail Seaman also stated adamantly that it was Free money. She also indicated that funding from the Thurman Town budget was not necessary if they applied for the grant money. Evelyn, you stated at the meeting, you had seen the grant application and thought they (EMS) could be eligible. The citizens at the meeting were mislead.

The following is from the NY State government website - funding opportunities. Local Government Efficiency Grant - #12-LGE-17. Application due date March 13, 2013.

Local governments can apply to reorganize or consolidate for financial savings and operational efficiencies.

Maximum funding for each local government involved not to exceed $200,000.00.

Local match - 10% of total project. All Grants are REIMBURSEMENT grants - NOT FREE.

The above paragraphs state information consistent with the specific grant Gail and Evelyn was referring to. Their “homework” was not complete on the eligibility requirements, grant categories or type of applicant.

From the Grant application - Eligible applicants: NYS local government entities are defined as counties, cities, towns, villages, special improvement districts, fire districts, public libraries, association libraries, water authorities, sewer authorities, regional planning and development boards, school districts, and BOCES.

Both Thurman and Warrensburg EMS are Private not-for-profit Corporations.

Frequently asked questions, associated with the application published in February, under Applicant Eligibility (7th question): ARE private sector businesses eligible as applicants? Answer: NO.

I called Senator Little’s Glens Falls office and asked if Thurman and Warrensburg EMS consolidated would they qualify and be eligible to apply for this grant. Senator Little’s office staff said “No”.

I called the phone number associated with the grant application. I asked if 2 EMS not-for-profit private corporations could consolidate and be eligible for this grant. The answer was also “NO.”

Gail accused others of “misinformation and half truths” at the February monthly meeting. Then she said that out of 89 emergency calls for Thurman, 60 were taken by Warrensburg in 2012. Attached is a list of calls from the county, please note that on this
March 12, 2013

List there were 83 calls for Thurman of which Warrensburg EMS Handled 2 calls. There have been many numbers thrown around at various town meetings. Who is giving misinformation and half truths?

Please attach this letter and it’s attachment to the March town board meeting minutes.

Sincerely,

Mary Eddy

Mary Eddy
March 4th, 2013

Here is the information you requested:

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It should be noted that we changed to a new Computer Aided Dispatch (CAD) software on January 10th, 2012. As a result, the information contained in this document should be used as a guideline only.

If you have any questions, please do not hesitate to contact me.

Lawrence E. Jeffords  
Warren County Sheriff's Office  
Communications Supervisor  
Cc: File
Highway Report 3/12/13

1) Ice has been cleared from River Rd. It remains officially closed due to risk of falling ice.

2) All town roads have been posted with a six ton weight limit.

3) Removed two large dead pine trees on dream S rd.

4) All pickups have been safety inspected.

5) Have cut back the scraper banks on our roads.

6) Opened up spillways to be ready for spring runoff.

7) Pushed back snowbanks at intersections.

8) Installed new entrance door in garage.

9) Patching potholes on various roads.

10) Replacing mower arms on 6110 Tractor

Next Cleaning - April 1 -

Land Fill - No Report.