

May 08, 2012

MINUTES OF THE FISCAL AND REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF THURMAN HELD MAY 08, 2012 AT THE TOWN HALL, 311 ATHOL ROAD, ATHOL NEW YORK, COMMENCING AT 6:30 P.M...

PRESENT: **MRS. EVELYN WOOD, SUPERVISOR**
MR. LEON GALUSHA, COUNCILMAN
MR. AL VASAK, COUNCILMAN
MRS. REBECCA HITCHCOCK, COUNCILWOMAN

ABSENT: **MR. CHARLES BILLS, COUNCILMAN**

Mr. Daniel Stec, Town of Queensbury Supervisor and Warren County Board of Supervisors Chairman attended tonight's meeting.

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 **Councilwoman Hitchcock**, seconded by **Councilman Vasak**, the minutes were approved.

MOTION CARRIED: **4 AYES ~ WOOD, HITCHCOCK, GALUSHA, VASAK**

CLAIMS: On a motion by **Councilman Vasak**, seconded by **Councilman Galusha**, payment of vouchers # 2012-217 through 2012-327, grand total Highway fund \$11,761.54 and grand total General fund \$7,825.63 with the addition of \$249.99 to Andy Knoll which will be entered into the general fund tomorrow (May 09, 2012) was approved.

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MOTION CARRIED: 4 AYES ~ WOOD, HITCHCOCK, GALUSHA, VASAK

PRESENTATION BY SCHOOL BOARD CANDIDATES:

Richelene F. Morey, W. Paul Weick and Douglas West candidates for Warrensburg School Board, each spoke about what they would contribute if elected.

REPORTS:

Landfill: **Al Vasak** reported that the C+D permit was not yet available; trees and brush had been removed and some of the bins had been fixed. **Vasak** also said that waste tonnage was down.

Food Pantry: **Al Vasak** stated that the next gleaning would be June 4, 2012 at 1:00 pm.

Highway: **Al Vasak** said that the county roads are swept; the culverts are in on Mud Street and the Highway crew has been busy maintaining the town trucks. **Councilman Vasak** added that there was a big problem with rusted out truck beds. Discussion ensued regarding possible solutions to the rusted truck bed problem such as new beds, plastic or stainless steel bed liners, new or used trucks and the monetary impact of the different choices. **Supervisor Wood** stated that there may be some FEMA money available for this.

Occupancy Tax Committee: **Councilwoman Hitchcock** said that the committee was busy working on the town wide yard sale.

Defensive driving course: Openings still available, June 2, 2012 from 8am thru 4pm, full day attendance required.

EMS: **Councilman Galusha** read a letter from the **EMS. Attached**

Supervisor's Report: Attached

OLD BUSINESS:

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PUBLIC HEARING: A public hearing was set for May 21, 2012 at 6:30 pm to introduce a local law to allow the town board to set the Town Clerk's office hours.

SOLID WASTE UPDATE: **Supervisor Wood** said that she didn't have the costs in for April yet. **Wood** stated that there had been \$933.00 revenue in fees and \$970.00 in garbage bags and that the town was breaking even.

TOWN HALL SIGN: On a motion by **Councilwoman Hitchcock**, seconded by **Councilman Vasak**, the town board accepted a quote from Design Concepts for \$4,659.00 and agreed to use Occupancy Tax money towards the purchase of the sign.

MOTION CARRIED: 4 AYES ~ **WOOD, HITCHCOCK, GALUSHA, VASAK**

NEW BUSINESS:

HARRIS HOUSE: **Supervisor Wood** said that she wanted to let everyone know that she hadn't forgotten the Harris House and had looked into getting an assessment on it. She found that an analysis would cost around \$62,500.00.

COURT: There was discussion regarding consolidating the Thurman court with another town court. **Supervisor Wood** said it was quite a process and there wouldn't be a big savings.

Supervisor Wood stated that The NYS Office of Real Property encouraged towns to move from 3 Elected Assessors to Sole appointed (which does not necessitate a vote by the public). **Supervisor Wood** asked how the town board felt about this. **Councilman Galusha** felt the people should decide and asked for a public hearing on the matter. **Councilman Vasak** said that the assessors should be notified.

RESOLUTION #24:

Resolution to Establish Capital Project and Enter Contract

WHEREAS the Town of Thurman has experienced a lack of high speed internet access which inhibits residents and businesses from accessing much needed technology and information, and

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WHEREAS the Town Board of the Town of Thurman has held a public hearing on January 25, 2012 concerning the need for high speed internet, and

WHEREAS the Town Board believes that the town will positively benefit from high speed internet service, be it

RESOLVED that the Town Board hereby establishes a Capital Project for the purpose of the Thurman Internet Project, and be it further

RESOLVED, that the Supervisor is authorized to enter into a contract with Rainmaker Internet Services for the purposes of conducting the first phase of the project.

On a motion by **Councilman Vasak**, seconded by **Councilwoman Hitchcock**, resolution # 24 was approved.

MOTION CARRIED: 4 AYES ~ WOOD, HITCHCOCK, GALUSHA, VASAK

RESOLUTION #25:

Resolution to Adopt Computer System Security Breach Policy

BE IT RESOLVED that the Town Board hereby adopts the attached Computer System Security Breach Policy.

On a motion by **Councilman Vasak**, seconded by **Councilman Galusha**, resolution # 25 was approved.

MOTION CARRIED: 4 AYES ~ WOOD, HITCHCOCK, GALUSHA, VASAK

RESOLUTION #26: See resolution Attached. On a motion by **Councilman Galusha**, seconded by **Councilman Vasak**, resolution # 26 was approved.

MOTION CARRIED: 4 AYES ~ WOOD, HITCHCOCK, GALUSHA, VASAK

RESOLUTION #27:

Resolution to Authorize Training for Town Tax Collector

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BE IT RESOLVED that the Tax Collector is hereby authorized to attend the Association of Towns Training School for Tax Collectors in Albany from June 17, 2012 to June 20, 2012.

On a motion by **Councilman Galusha**, seconded by **Councilwoman Hitchcock**, resolution # 27 was approved.

MOTION CARRIED: 4 AYES ~ WOOD, HITCHCOCK, GALUSHA, VASAK

RESOLUTION #28: Standard Workday Resolution. (See attached) On a motion by **Councilman Galusha**, seconded by **Councilwoman Hitchcock**, resolution # 28 was approved.

MOTION CARRIED: 4 AYES ~ WOOD, HITCHCOCK, GALUSHA, VASAK

RESOLUTION #29: To approve paying Susan Baker, deputy clerk \$7.29 per hour provided she does not perform any duties that would be a conflict of interest. On a motion by **Councilman Galusha**, seconded by **Councilwoman Hitchcock**, resolution # 29 was approved.

MOTION CARRIED: 4 AYES ~ WOOD, HITCHCOCK, GALUSHA, VASAK

Discussion ensued regarding deputy town clerks. The Supervisor was concerned there would be a conflict of interest to have Susan Baker (assessor) as 1st Deputy Town Clerk. The Town Clerk assured the Supervisor that she had done her homework and had not found a conflict of interest.

LETTERS: None

PRIVILEGE OF THE FLOOR:

Mary Eddy asked how funds were allocated for the deputy clerks. **Supervisor Wood** answered that there was a line item with a total for the year rather than an amount allocated for each deputy clerk. **Mary Eddy** asked what happens if the clerk goes over the allocated amount. **Supervisor Wood** said that she would have to ask the town board to transfer funds into that line item.

Mary Eddy asked if the deputy clerks were being trained to perform the duties of the Town Clerk. **Supervisor Wood** asked the Town Clerk to answer this question.

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The Town Clerk, **Cynthia Hyde** said that since **Paula Hubert** was not comfortable using computers and **Nancy Beadnell** was busy with grandchildren, she would train **Susan Baker** to perform all the Town Clerk duties. **Hyde** felt that appointing **Sue Baker** (as deputy) was an efficient use of available town hall personnel. **Hyde** pointed out that **Baker** would be able to sell bags from her assessor office (while on assessor salary) on Thursdays (or other days, when the Town Clerk was busy helping someone) at no extra cost to the town. **Hyde** said that her office remains open through lunch on Monday (with Paula Hubert) and on Tuesday (with Sue Baker, costing one hour of pay). **Hyde** added that the bottom line is to serve the people of this town.

The president of **S.A.F.E.** stated that there was supposed to be a resolution regarding 4 wheelers. **Supervisor Wood** agreed that this had been requested however no one on the town board was interested in taking up this discussion again. **Wood** said that the town had just renewed their liability insurance for the year and a discussion on this matter was not on the agenda. The **S.A.F.E President** stated that the club had its own liability insurance. **Wood** replied that the town would incur liability as well.

Joan Harris asked if the board was considering sole appointed or sole elected. **Supervisor Wood** said that they were looking at sole appointed but if there was an outpouring for sole elected it would be considered.

Joyce Eddy asked about the number of people using the landfill. **Supervisor Wood** said that it is broken out in number of vehicles and garbage bags. **Wood** added that landfill use was higher on the weekends. **Joyce Eddy** wanted to know if the amount of trash these vehicles brought in was known. **Supervisor Wood** said that the March 2012 tonnage was 3.98 tons compared to the March 2011 tonnage that was 38.27 tons.

ADJOURNMENT: On a motion by **Councilman Galusha**, seconded by **Councilwoman Hitchcock**, the meeting was adjourned at 7:54 pm.

MOTION CARRIED: 4 AYES ~ **WOOD, HITCHCOCK, GALUSHA, VASAK**

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Respectfully Submitted:

Cynthia Hyde, Town Clerk

May 22, 2012

Attached: Report from the Supervisor, Resolution # 26, Standard workday resolution, letter from the EMS and the computer breach policy.

- Thank You Letters from the American ~~Red Cross~~ ^{Concrete Society} and the Warren County Bicentennial Committee
- New Driver Sare Hall has settled in and is doing very well, she says she enjoys the job very much
- Matt Doheny stopped by the Hall on April 25th, he is running for Congress
- Wireless Router in the hall burned out last week, we used to have two, but the other burned out about 8 months ago. They had reached the end of their life expectancy. A temporary one is currently in place, and we are in the process of getting a new one
- Attended Finance School May 3 & 4, covered all the current changes and updates for Budgeting, Tax Cap, Financial Planning, Procurement, Best Practices, and GASB 54. We will need to develop of change a few of our policies to reflect the changes and as I complete those changes I will bring them to the board for review and adoption
- On the electricity front, Mrs. Hitchcock assisted with an audit of our street lighting, and I'd like to thank her for her efforts
- I have also been researching rates to see if we can do better on our electricity rates, and Hess Energy has offered to lock us in at a lower rate of 5.57 cents for one year which is well below what we pay now for most of our electric
- In the highway department we are preparing to overhaul and update our record keeping system particularly the vehicle maintenance logs, and I am currently working on a fuel consumption and cost analysis as well as employment costs including an attendance analysis, I have also received paperwork from the union to indicate that they will be taking us to arbitration regarding the union contract
- I have also begun a multi year financial spreadsheet provided to towns by the comptroller's office which will help to predict future costs and assist with the budgeting process after that is complete I will be moving on to examine our capital planning needs with the department heads
- FEMA : We have received \$107,085.26 from FEMA to date, my office has just received the blue books for a few more projects so the checks should be here in the next week. Those checks should total 33,225.79, and once received will bring our total reimbursement from FEMA to 140,311.05. We have one large project which will be paid on completion and are also waiting for the hazard mitigation from Ski Hy. On April 11 the State announced that they would be paying the town's share as well as their own. The total we expect from the state is 121,662.50.
- As for the Grant Warren County put together for us, the application deadline was April 11, we have not heard how or when the awards will be done, Wayne LaMothe from planning has had

some difficulty contacting the DEC personell assigned to the gratn. I have reached out to Bob Stegeman, the head of Region 5 to see if he can offer any insight into the situation.

- As for the C&D, we applied for our permit renewal in January, and it still has not arrived. When I last spoke to Dave Mt. Pleasant he assured me they were doing what they could to move it right along. We can not open the C&D until we have the permit. Please be patient. Also, Dave has told me that instead of filing quarterly C&D reports as we have been doing we now only need to file an annual permit, and an annual analysis of our quarterly gas and water sampling reporting should be prepared by our engineer and submitted to his office. This is a reduction in the reporting we have been doing.
- As for the internet on April 11 I attended and presented our struggle with lack of high speed internet at Congressman Gibson's Broadband Symposium. It was very interesting, and as a result I have begun having conference calls with David Salway who id the NYS Director of Broadband. The Governor has him in charge of developing the guidelines for the grant funding that will be forthcoming from the state. Mr. Salaway has a keen interest in the town's initiative to get Broadband to the citizens, particularly as we are embarking on a public/private partnership which is the method the governor is favoring for development of rural broadband. Next week I have another call scheduled with both Mr. Salway and the office of Cyber Security regarding our use of mapping. Warren County GIS will also be a part of that discussion.
- We also have a resolution tonight to move ahead with the propagation study which is the first phase of the Thurman Internet Project. We will establish the capital project, and authorize a contract with rainmaker services and an order with Carlson Wireless for the equipment for the study. Right now Carlson is the only company producing the technology, so it will be a sole source for the purposes of procurement. Warren County planning has been granted funds for economic development which was much discussed in the past.
- Deputy Clerk – the Town Clerk has appointed a third deputy, however I have been advised by both the ASSN of Towns, the Comptroller's Office, and our Attny that we must have a resolution to set her salary before I can pay her. We are also advised to set her duties because although there is not conflict between positions, there is a conflict between the duties, and as such, the Third Deputy, Susan Baker may not perform any duties related to Assessors or their office while acting as a deputy town clerk. We are advised to be certain to do this so as not to violate our own ethics policy as well as to maintain the segregation of duties.

TOWN OF THURMAN
RESOLUTION # 26 OF 2012

Resolution introduced by: _____
Seconded by: _____

| | | |
|------------------------------|---------|---------|
| Supervisor Evelyn Wood | Yea ___ | Nay ___ |
| Councilmar Charles Bills | Yea ___ | Nay ___ |
| Councilmar Al Vasak | Yea ___ | Nay ___ |
| Councilmar Leon Galusha | Yea ___ | Nay ___ |
| Councilwom Rebecca Hitchcock | Yea ___ | Nay ___ |

Resolution to Adjust 2011 Budget

HIGHWAY FUND

Increase Expenses

| | |
|--------------------------------|-----------|
| DA5130.2 Machinery - Equipment | 10,000.00 |
|--------------------------------|-----------|

Decrease Expenses

| | |
|--|-----------|
| DA5148.4 service other Gov't/Contractual | 10,000.00 |
|--|-----------|

| | |
|--------------|--------------|
| \$ 10,000.00 | \$ 10,000.00 |
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GENERAL FUND

Increase Expenses

| | |
|-------------------------------|--------|
| A1430.4 Personnel-Contractual | 250.00 |
|-------------------------------|--------|

Decrease Expenses

| | |
|------------------------------|--------|
| A1430.2 Personnel -Equipment | 250.00 |
|------------------------------|--------|

| | |
|-----------|-----------|
| \$ 250.00 | \$ 250.00 |
|-----------|-----------|

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Office of the New York State Comptroller
 New York State and Local Retirement System
 Employees' Retirement System
 Police and Fire Retirement System
 110 State Street, Albany, New York 12244-0001

Standard Work Day and Reporting Resolution
RS 2417-A
(12/10)

Resolution # 28 of 2012

BE IT RESOLVED, that the Town of Thurman / Location code 30812 hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the time keeping system records or the record of activities maintained and submitted by these officials to the clerk of this body:

| Title | Name | Social Security Number (Last 4 digits) | Registration Number | Standard Work Day (Hrs/day) | Term Begins/Ends | Participates in Employer's Time Keeping System (Y/N) | Days/Month (based on Record of Activities) | Tier 1 (Check only if member is in Tier 1) | Not Submitted (Check box if no record of activities completed or timekeeping system) |
|----------------------------|-----------------|--|---------------------|-----------------------------|-----------------------|--|--|--|--|
| Elected Officials | | | | | | | | | |
| Supervisor | Evelyn M. Wood | | | 6 | 01/01/2012-12/31/2013 | N | 10 | <input type="checkbox"/> | <input type="checkbox"/> |
| Town Clerk | Cynthia R. Hyde | | | 6 | 01/01/2012-12/31/2013 | N | 20 | <input type="checkbox"/> | <input type="checkbox"/> |
| Board Member | Charles Bills | | | 6 | 01/01/2012-12/31/2013 | N | 1.95 | <input type="checkbox"/> | <input type="checkbox"/> |
| Highway Superintendent | Patrick Wood | | | 6 | 01/01/2012-12/31/2013 | N | 20 | <input type="checkbox"/> | <input type="checkbox"/> |
| Appointed Officials | | | | | | | | | |
| Animal Control Officer | Dexter Baker | | | 6 | 01/01/2012-12/31/2012 | N | 2.08 | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | | | | | | <input type="checkbox"/> | <input type="checkbox"/> |

If additional rows are needed, please use form RS2417-B and attach.

On this 08 day of May, 2012, Cynthia R. Hyde Date enacted: 05/08/2012
(Signature of clerk)

I, Cynthia R. Hyde, clerk of the governing board of the Town of Thurman, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the 08 day of May, 2012, on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full board, consists of 5 members, and that 4 of such members were present at such meeting and that 4 of such members voted in favor of the above resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Thurman
(Name of Employer)

This document consists of 2 page(s) (see additional RS2417-B forms attached).



May 08, 2012



Office of the New York State Comptroller
 New York State and Local Retirement System
 Employees' Retirement System
 Police and Fire Retirement System
 110 State Street, Albany, New York 12244-0001

Standard Work Day and Reporting Resolution Continuation Form

RS 2417-B

(12/10)

| Title | Name | Social Security Number (Last 4 digits) | Registration Number | Standard Work Day (Hrs/day) | Term Begins/Ends | Participates in Employer's Time Keeping System (Y/N) | Days/Month (based on Record of Activities) | Tier 1 (Check only if member is in Tier 1) | Not Submitted (Check box if no record of activities completed or timekeeping system) |
|----------------------------|----------------|--|---------------------|-----------------------------|-----------------------|--|--|--|--|
| Elected Officials | | | | | | | | | |
| Assessor (Chairman) | Thomas Birsell | | | 6 | 01/01/2012-12/31/2015 | N | 12 | <input type="checkbox"/> | <input type="checkbox"/> |
| Assessor | Susan M. Baker | | | 6 | 01/01/2012-12/31/2015 | N | 10 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
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Employer Town of Thurman Location Code 30812 Page 2 of 2 (use with form RS 2417-A)

May 08, 2012



THURMAN EMERGENCY MEDICAL SERVICES INC.

P.O. BOX 114

572 HIGH STREET

ATHOL, N.Y. 12810

PRESIDENT JEAN F. COULARD

CAPTAIN ADAM STYERS

ASSIST CAPT. JOHN O'NEIL

518-623-9014

May 1, 2012

Thurman Town Board

Ladies & Gentlemen,

Thank you for this opportunity to speak publicly regarding our request for additional funds.

As we all knew, the \$40,000.00 awarded the Thurman EMS under the 2012 contract will not be sufficient to cover our operations for the entire year.

We have, as promised, maintained full coverage, having an EMT on duty, in the building, 24/7. We have responded to 100% of calls toned out to us. The two we did not transport were calls that came in while we were already transporting a patient.

Now, at the beginning of May, we find our funds getting dangerously low, and our expenses increasing. While donations and billing income are coming in, they will not be sufficient at this time.

As projected in our 2012 budget, copies of which you each have in your ^{possession} ~~possession~~ at this time, we will be experiencing a \$48,422.00 deficit. To elaborate on that figure, and show probable increases due to increased membership and the ever-rising economy, I submit the following:

1. Conferences and Conventions expense will possibly increase by \$1000.00.
2. Training expenses will increase to \$2800.00.
3. Ambulance maintenance will increase by approximately \$1000.00
4. Uniforms and gear could increase to \$1500.00 due to new members.

In addition to these very real increases, we have been informed that we most probably have to start using electronic PCR's. This entails using laptop computers to record patient information as compiled on scene and en-route to the hospital. This will be mandatory, and the laptop cost will be approximately \$4000.00.

We may also be required to pay an annual fee to our Medical Director, Dr. Girling, which could be anywhere between \$3000.00 and \$7000.00 per year.

TOWN OF THURMAN
COMPUTER SYSTEM SECURITY BREACH
NOTIFICATION POLICY

1. PURPOSE. This Computer System Security Breach Notification Policy is intended to alert individuals to any potential identity theft as quickly as possible so that they may take appropriate steps to protect themselves from and remedy any impacts of the potential identity theft or security breach. This Policy is consistent with and adopted pursuant to New York Technology Law Section 208.

2. DEFINITIONS. The following terms have the following meanings:

(a) "Breach of the security of the system" means unauthorized acquisition or acquisition without valid authorization of computerized data which compromises the security, confidentiality or integrity of personal information maintained by the Town. Good faith acquisition of personal information by an employee or agent of the Town for the purposes of the employee or agent is not a breach of the security of the system, provided that the private information is not used or subject to unauthorized disclosure. In determining whether information has been acquired or is reasonably believed to have been acquired by an unauthorized person or a person without valid authorization, the Town may consider the following factors, among others:

(1) indications that the information is in the physical possession and control of an unauthorized person, such as a lost or stolen computer or other device containing information; or

(2) indications that the information has been downloaded or copied; or

(3) indications that the information was used by an unauthorized person, such as fraudulent accounts opened or instances of identity theft reported.

(b) "Consumer reporting agency" means any person or entity which, for monetary fees, dues

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or on a cooperative nonprofit basis, regularly engages in whole or in part in the practice of assembling or evaluating consumer credit information or other information on consumers for the purpose of furnishing consumer reports to third parties, and which uses any means or facility of interstate commerce for the purpose of preparing or furnishing consumer reports. A list of consumer reporting agencies may be obtained upon request to the State Attorney General.

(c) "Department" means any board, division, committee, commission, council, department, public authority, public benefit corporation, office or other governmental entity performing a governmental or proprietary function for the Town.

(d) "Personal Information" means any information concerning a natural person which, because of name, number, personal mark, or other identifier, can be used to identify that person.

(e) "Private information" means personal information in combination with any one or more of the following data elements, when either the personal information or the data element is not encrypted or encrypted with an encryption key that has also been acquired:

(1) social security number;

(2) driver's license number or non-driver identification card number; or

(3) account number, credit or debit card number, in combination with any required security code, access code, or password which would permit access to an individual's financial account.

"Private information" does not include publicly available information that is lawfully made available to the general public from Town records.

(f) "Town" means the Town of Thurman, County of Warren.

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3. DISCLOSURE OF BREACH TO AFFECTED PERSONS. Any Town Department that owns or licenses

computerized data that includes private information must disclose any breach of the security of the system to any individual whose private information was, or is reasonably believed to have been, acquired by a person without valid authorization. The disclosure must be made in the most expedient time possible and without unreasonable delay, consistent with the legitimate needs of law enforcement, as provided in paragraph 5 below, or any measures necessary to determine the scope of the breach and restore the reasonable integrity of the data system. The Town shall consult with the State Office of Cyber Security and Critical Infrastructure

4. Coordination to determine the scope of the breach and restoration measures.

5. DISCLOSURE OF BREACH TO OWNER OR LICENSEE. If the Town maintains computerized data that includes private information which the Town does not own, the Town must notify the owner or licensee of the information of any breach of the security of the system immediately following discovery, if the private information was, or is reasonably believed to have been, acquired by a person without valid authorization.

6. PERMITTED DELAY. Notification pursuant to this Policy may be delayed if a law enforcement agency determines that notification could impede a criminal investigation. The notification must be made after the law enforcement agency determines that notification would not compromise any criminal investigation.

7. METHOD OF NOTIFICATION. The required notice must be directly provided to the affected individuals by one of the following methods:

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(a) written notice;

(b) electronic notice, provided that the person to whom notice is required to be provided has expressly consented to receiving notice in electronic form and a log of each electronic notification is kept by the Town; and provided further that no person or business may require a person to consent to accepting notice in electronic form as a condition of establishing any business relationship or engaging in any transaction;

(c) telephone notification, provided that a log of each telephone notification is kept by the Town; or

(d) substitute notice, if the Town demonstrates to the State Attorney General that the cost of providing notice would exceed \$250,000 or that the number of individuals to be notified exceeds 500,000, or the Town does not have sufficient contact information.

Substitute notice must include all of the following:

- (1) e-mail notice, when the Town has an e-mail address for the subject persons;
- (2) conspicuous posting of the notice on the Town's web page; and
- (3) notification to major state-wide media.

8. INFORMATION REQUIRED. Regardless of the method by which notice is provided, the notice must include contact information for the Town and a description of the categories of information that were, or are reasonably believed to have been, acquired by a person without valid authorization, including specification of which of the elements of personal information and private information were, or are reasonably believed to have been, acquired.

9. NOTIFICATION OF AGENCIES.

(a) Whenever any New York State residents are to be notified pursuant to this Policy, the

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Town must notify the State Attorney General, the Consumer Protection Board and the State Office of Cyber Security and Critical Infrastructure Coordination as to the timing, content and distribution of the notices and the approximate number of affected people. Such notice must be made without delaying notice to affected individuals.

(b) Whenever more than 5,000 New York State residents are to be notified at one time, the Town must also notify consumer reporting agencies as to the timing, content and distribution of the notices and the approximate number of affected people. Such notice must be made without delaying notice to affected individuals.

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To summarize, it would be safe to say that we could very possibly be over the original deficit of \$48,000., by a substantial amount, possibly close to \$54,000.00. I believe that would put us very close to the discussed figure of \$90,000.00 to \$120.00 per year in the future. Our call volume is increasing, and with that we must increase our membership numbers; all of which will increase our operational costs.

Realizing, of course, that these are daunting figures for a Town of our size, it is, never-the-less, a very real reflection of the increased costs of maintaining a safe and secure residential environment for the citizens of Thurman. I feel confident that the residents of Thurman will support the Town Board in their efforts to provide additional financial assistance to the EMS squad, in order to ensure a prompt and professional response in emergency medical care.

We humbly and respectfully ask that you consider helping us with whatever financial assistance you can at this time. We are, of course, engaging in fund raising events; but that certainly will not fill the gap. Whatever assistance you can afford us will be greatly appreciated. And we will be able to ensure prompt, efficient, and professional emergency care to the residents of Thurman.

Thank you so much for your patience and consideration in this matter.

THURMAN EMS INC.