

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

TOWN OF BIG FLATS TOWN BOARD AGENDA
Wednesday, March 8, 2023, at 4:30 p.m.

TOWN BOARD

CALL TO ORDER

CONCERNS OF THE PEOPLE

REPORTS

OLD BUSINESS

Amendment of Resolution No. 56-23 / 2022 Budget Transfers

NEW BUSINESS

Abstract of Audited Vouchers

Substance Abuse Policy / This shall supersede what is in the Handbook.

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

PRESENT:	Supervisor	Lee Giammichele
	Council	Robert Adams
		Amanda Lippincott
	Town Clerk	Linda Cross
ABSENT:	Council	John Hunter
		Edward Fairbrother
	Director of DPW	Shawn Crater

CALL TO ORDER

Supervisor Giammichele opened the Town Board meeting at 4:30 p.m. and requested those present to participate in the Pledge of Allegiance.

CONCERNS OF THE PEOPLE – Frank Potter- 109 Main St. Big Flats, wanted to know when the scheduled date for the Town Brush Pick was going to be this year. Supervisor Giammichele stated the Department of Public Works didn't have the exact date yet, but it will be posted on our Town Website, and on the sign out front of the Town Complex.

RESOLUTION NO. 82-23

2022 BUDGET TRANSFERS AMENDMENT OF RESOLUTION 56-23 APPROVED

Resolution by: Adams
Seconded by: Lippincott

WHEREAS the Bookkeeper, has requested authorization to do budget transfers for the following 2023 overspent budgets in the General Fund, and

WHEREAS one of the transfers where not of the correct accounts, and

WHEREAS for environmental review purposes, administration is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5 (c) (26) and as such further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED the Town Board authorizes the Bookkeeper to fulfill the following Transfers to the correctly stated accounts

Please authorize a budget transfer for the following overspent budgets:

General Fund

To: Town Attorney-A.1420.5400	22,682.00
From: Town Attorney-A.1420.5100	22,682.00

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

RESOLUTION NO. 82-23, 2022 BUDGET TRANSFERS AMENDMENT OF RESOLUTION 56-23 APPROVED continued

Highway Fund

To: Street Administration-DA.5010.5100	10,109.00
To: Street Administration-DA.5010.5800	215.00
To: Perm Improvements Highway-DA.5112.5400	240,459.00
To: Machinery-DA.5130.5100.02	1,419.00
To: Machinery-DA.5130.5404	13,794.00
To: Snow Removal-DA.5142.5400	11,887.00
To: Employee Health Insurance-DA.9060.5800	38,401.00
From: Perm Improvements Highway-DA.5112.5200	316,284.00

CARRIED: AYES: Adams, Lippincott, Giammichele
NAYS: None ABSENT: Hunter, Fairbrother

RESOLUTION NO. 83-23
ABSTRACT OF AUDITED VOUCHERS FOR MARCH 8, 2023, APPROVED

Resolution by: Lippincott
Seconded by: Adams

RESOLVED that the Town of Big Flats approves the Abstract of Audited Vouchers for March 8, 2023, and orders the bills paid, when in funds, for the following:

GENERAL FUND	\$ 1,089,429.24
HIGHWAY FUND	\$ 30,850.16
WATER DISTRICT #4	\$ 123.82
WATER DISTRICT #5	\$ 14,652.82
TRUST & AGENCY	\$ 4,687.89

CARRIED: AYES: Adams, Lippincott, Giammichele
NAYS: None ABSENT: Hunter, Fairbrother

RESOLUTION NO. 84-23
THE BIG FLATS SUBSTANCE ABUSE POLICY APPROVED

Resolution by: Adams
Seconded by: Lippincott

WHEREAS the Town of Big Flats is committed to provide a safe work environment and to also prevent the illegal use of drugs, working under the influence of drugs and also to attempt to assist employees who might be using such illegal substances; and

WHEREAS the Town’s Employee Handbook does address substance abuse issue; and

WHEREAS the Handbook does not incorporate restrictions or rules on random or routine testing for illegal drugs; and

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

RESOLUTION NO. 84-23, THE BIG FLATS SUBSTANCE ABUSE POLICY
APPROVED continued

WHEREAS the fact that the Town of Big Flats is part of the NY state governmental system places restrictions on the ability of the Town to require routine or random drug tests; and

WHEREAS those restrictions make it prudent to outline a more comprehensive policy than is found in the Handbook and provide as complete and up to date statement as to the ability of the Town to conduct substance abuse tests; and

WHEREAS for environmental purposes the administration of the Town personnel is a Type II action in accordance with SEQRA 6, NYCCR Part 617.5(c) (26) and as such no further action is required regarding the same, now

BE IT THEREFORE RESOLVED that the Town Board adopts the Substance Abuse Policy set forth below and directs that employee be provided with a copy of this policy and determines that to the extent this policy is stricter than what is in the Town Employee Handbook, it shall supersede what is in the handbook.

SUBSTANCE ABUSE POLICY STATEMENT

I. SUBSTANCE ABUSE POLICY STATEMENT

The Town of Big Flats is committed to providing a safe work environment and to fostering the well-being and health of its employees. That commitment is jeopardized when any Town employee illegally uses drugs on the job, comes to work under the influence of illegal drugs, marijuana, or alcohol, or possesses, distributes, or sells drugs in the workplace. **THIS POLICY SUPPLEMENTS THE POLICY CONTAINED IN THE EMPLOYEE HANDBOOK AND TO THE EXTENT IT IS STRICTER THAN THE HANDBOOK, THIS POLICY SUPERCEDES THE HANDBOOK.** Therefore, the Town of Big Flats has established the following policy:

1. It is a violation of Town policy for any employee to possess, sell, trade, manufacture or offer for sale illegal drugs, marijuana or alcohol or otherwise engage in the use of drugs or alcohol on the job.
2. It is a violation of Town policy for anyone to work under the influence of illegal drugs, marijuana, or alcohol on the job.
3. It is a violation of Town policy for anyone to use prescription drugs illegally or contrary to prescribed dosages and frequency thereof. (However, nothing in this policy precludes the appropriate use of legally prescribed medications.)
4. Violations of these policies are subject to disciplinary action up to and including termination.

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

RESOLUTION NO. 84-23, THE BIG FLATS SUBSTANCE ABUSE POLICY APPROVED continued

It is the responsibility of the Town of Big Flats supervisors to counsel employees whenever they see changes in performance or behavior that suggest an employee has a drug or alcohol abuse problem. Although it is not the supervisor's job to diagnose personal problems, the supervisor will encourage such employees to seek help and advise them about available resources for getting help. Everyone shares responsibility for maintaining a safe work environment and co-workers should encourage anyone who may have a substance abuse problem to seek help.

Any provisions of this substance abuse policy statement that may not be in compliance with any local, state, or federal laws will be applied by the Town of Big Flats so as to be in compliance with such local, state, or federal laws.

The goal of this policy is to balance our respect for individuals with the need to maintain a safe, productive and drug free environment. The intent of this policy is to offer a helping hand to those who need it, while sending a clear message that substance abuse is incompatible with employment with the Town of Big Flats.

II. DEFINITIONS

For the purposes of this drug-testing program, the following definitions will be applied:

Covered Individuals: All Town of Big Flats employees including those subject to DOT Drug Testing Regulations.

DOT Drug Testing Regulations: Department of Transportation procedures for Transportation Workplace Drug Testing Programs. Final Rule (49 CFR 40).

Prohibited Drugs: The following prohibited substances will be tested under this Town Policy: Amphetamines, Cocaine, Opioids, Marijuana (except when medically prescribed), Phencyclidine (PCP), alcohol and any other substances determined by law to be prohibited and or illegal.

Medical Review Officer (MRO): A licensed physician or doctor of osteopathy knowledgeable in the area of substance abuse disorders who shall be responsible for review and evaluation of drug test results.

Prescribed Drugs: Any substance prescribed for individual consumption by a licensed medical practitioner.

Illegal Drug: Any drug or controlled substance the sale, possession, or consumption of which is illegal.

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

RESOLUTION NO. 84-23, THE BIG FLATS SUBSTANCE ABUSE POLICY
APPROVED continued

SAMHSA Laboratory: A drug-testing laboratory certified by the Substance Abuse and Mental Health Services Administration “SAMHSA” (Formerly NIDA) National Institute of Drug Abuse.

Safety-sensitive or Security-sensitive Job: Positions of employment wherein a single mistake by the employee can create an immediate threat of serious harm to other individuals or property. A particular position is security or safety-sensitive if a potential drug-induced mistake or failure in the performance of specific job duties creates an immediate and substantial threat to safety of an individual or property.

A safety sensitive position is one in which the duties involve “such great risk of injury to others that even a momentary lapse of attention can have disastrous consequences.” See Skinner v. Railway Labor Executive’s Association, 489 U.S. 602

A Security-sensitive position is one in which the duties involve handling sensitive information and/or require high degrees of confidentiality and/or secrecy in their functions and include positions with the potential to expose the Town to extensive liability and may include: 1) positions involving information technology, due to their responsibility for oversight and management of the institutions computer systems and accessibility to data; and 2) positions that handle financial transactions as s job responsibility. These responsibilities include but are not limited to: approval authority within the accounting system, collecting and handling of cash or checks, writing or approving checks, and having access to a direct money stream.

Since job duties and their safety or security sensitive nature is a fact issue, the Town should consult with its attorney or local counsel.

III. PROHIBITED ACTIVITIES

The following activities are strictly prohibited. Offending individuals will be subject to disciplinary action specified in Section 805 of the Employee Handbook regarding Drug-Free Workplace/Drug Free Awareness Program and as set forth below. In appropriate circumstances, these activities will be reported to law enforcement officials:

1. Working under the influence of illegal drugs, marijuana or alcohol, controlled substances, or prescription drugs used contrary to a doctor’s instructions.
2. The unauthorized use, sale, transfer, possession, manufacture or purchase of illegal drugs, marijuana or alcohol,
 - a. On the Town of Big Flats premises while on duty, or
 - b. Anywhere while performing business activities for the Town of Big Flats.

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

RESOLUTION NO. 84-23, THE BIG FLATS SUBSTANCE ABUSE POLICY
APPROVED continued

3. Use of illegal drugs, controlled substances, prescription drugs used contrary to a doctor or medical provider's instructions or without a valid and current prescription.
4. Refusal to participate in and successfully complete a qualified rehabilitation program, if required by the Town as a condition for continued employment with the town by any individual who has had a verified positive drug or alcohol test result, or on the part of any subject individual who recognizes that he/she has a substance addiction or dependence problem and has been directed to participate in and successfully complete such a program as a condition for continued employment by the Town.
5. Refusal to comply with the Town of Big Flats substance abuse testing schedules or instructions.
6. Conviction of a drug related offense, whether committed on or off the premises of the Town, or whether on or off duty.

IV. SCOPE OF DRUG TESTING

All job applicants for safety-sensitive or security-sensitive positions for the Town of Big Flats will undergo background investigations and/or medical examinations and/or intrusions that diminish the expectation of privacy, including testing for the presence in their system of illegal or prohibited drugs or alcohol as a condition of employment and only after they have been offered a job conditioned on passing a drug test. *See: Lanier v. City of Woodburn*, 518 F.3d 1147 (2008).

Any applicant with the verified positive test result may be denied employment. If an individual has been prescribed marijuana or any prohibited drugs by his physician, or other medical provider that prescription should be provided before the test is given. Before determining that the position is safety-sensitive or security-sensitive there should be a review by the town attorney. The Town of Big Flats will not discriminate against applicants for employment because of a past history of drug abuse.

The Town of Big Flats will utilize testing practices to identify employees who use prohibited substances either on or off the job. It shall be a condition of employment for all employees to submit to substance abuse testing under the following circumstances:

1. On a pre-employment exam and on any required annual or regularly scheduled physical examinations and on a random selection basis for employees in safety-sensitive or security-sensitive jobs.
2. When an employee is involved in an on-the-job accident where personal injury or damage reasonably estimated to be over \$3,000 to property has occurred, or

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

RESOLUTION NO. 84-23, THE BIG FLATS SUBSTANCE ABUSE POLICY
APPROVED continued

3. when immediate and significant threats to public safety are involved, unless the employee was clearly not at fault in causing the accident. In a case where there has been personal injury, the injury must need medical treatment away from the scene of the accident or require immediate medical attention.
4. When there is a reasonable suspicion or “special needs” (*see Skinner, supra*) to believe that an employee may be under the influence of illegal or prohibited drugs or alcohol while on duty.
A “reasonable suspicion” shall be based on specific contemporaneous, articulable observations concerning the appearance, behavior, speech or body odors of the employee that leads one to believe that the employee has engaged in any of the behaviors prohibited concerning the use of alcohol and/or drugs. “Special needs” arise in the case of accidents or the violation of safety rules and generally exist when needs for a warrantless search exist beyond normal needs and render the warrant and probable cause requirements impracticable such as the need to ensure safety. Consultation with the Town Attorney and Supervisor is strongly recommended before such a test is ordered. PLEASE NOTE THAT AN EMPLOYEE OR PROSPECTIVE EMPLOYEE MAY SEEK TO CHALLENGE WHETHER OR NOT THEIR POSITION CONSTITUTES A SPECIAL NEED FOR TESTING OR THAT THEY ARE IN A SAFETY SENSITIVE OR SECURITY SENSITIVE JOB.
5. Before returning to duty after a positive test result for any reason.
6. As part of the follow-up program to treatment for substance abuse.
7. When the employee drives a commercial vehicle, he or she must be tested in accordance with US Department of Transportation regulations.

V. TESTING PROCEDURES

Minimum standards are established for specimen collection, laboratory procedures, and laboratory test cut-off levels for illegal or prohibited drugs or substances above and for alcohol, and MRO verification of positive tests. Testing procedures shall be as unobstructive as possible and as set forth in the Federal “Omnibus Transportation Employee Testing Act of 1999.”

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

RESOLUTION NO. 84-23, THE BIG FLATS SUBSTANCE ABUSE POLICY
APPROVED continued

TESTING LABORATORIES:

Laboratories used will be certified by the Substance Abuse and Mental Health Services Administration (formerly NIDA). SAMHSA laboratories will be used for testing, and SAMSHA guidelines will be followed for:

- Urine or blood specimen collection
- Specimen testing
- Medical review of positive results
- Test Result Reporting

VI. MEDICAL REVIEW OFFICER

A physician (M.D. or Doctor of Osteopathy) who is knowledgeable in substance abuse will be the MRO, and will review all drug test results, to ensure test validity.

The MRO will:

- Receive all positive test results
- Ensure that the chain of custody forms are in order
- Review and interpret each positive result
- Conduct a medical interview with any individual that tested positive, if desired by that individual and shall verify in writing all drug tests as being negative or positive and provide such to the property town representative

The MRO will maintain all individual drug test result records in a confidential manner.

VII. SUBSTANCE ABUSE AWARENESS TRAINING/EMPLOYMEE ASSISTANCE PROGRAM

The Town of Big Flats will provide an education and training program for all employees, officers and supervisors on the effects and consequences of substance abuse on personal health, safety, and work environment; and manifestation and behavioral causes that may indicate substance abuse. This training will be documented and the attendance at such training shall be verified by all employees, etc.

The Substance Abuse Awareness Training program material will be distributed and/or presented to all covered individuals under separate cover or by video. The Town of Big Flats will display and distribute a community-service Hot-Line phone number if such is available for individual assistance; and will display and distribute this Substance Abuse Policy Statement regarding the use of illegal drugs, prescription drugs, marijuana, and alcohol.

Individuals with laboratory confirmed positive test results, as verified by the MRO, will be provided with substance abuse treatment and rehabilitation facility information.

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

RESOLUTION NO. 84-23, THE BIG FLATS SUBSTANCE ABUSE POLICY APPROVED continued

Individuals who feel that they may have developed a substance addiction or dependence may voluntarily participate in a substance abuse treatment and rehabilitation program. Employees found to be using illegal or prohibited drugs may, at the discretion of the Town Supervisor be offered a leave of absence conditioned upon their attending a rehabilitation program (verification of attendance on a daily basis is required and at the end of the program a letter from the program indicating that he/she has successfully completed the program is required) and upon the completion of the program the Town and the employee shall sign an agreement giving the employee one last chance of employment with the Town conditioned on being illegal drug use free and shall submit to a drug test upon return to work. If the employee refuses to participate in the program or sign the agreement disciplinary action can be taken and immediate termination of employment may occur.

All referrals for rehabilitation treatment will be kept confidential. Participation in a rehabilitation treatment program not covered by Town insurance programs is at an individual's own expense.

VIII. SUBSTANCE ABUSE TESTING

The Town of Big Flats Substance Abuse Policy Statement contains the following testing scenarios:

1. Pre-employment Testing: As set forth above

Applicants whose test results are negative will have successfully completed the test and are eligible for hire. Applicants whose tests are confirmed as positive by the laboratory and are verified as positive by the Medical Review Officer (MRO) may not be eligible for employment with the Town of Big Flats.

2. Random and Required DOT Testing: As set forth above

Covered individuals and employees or town officers who refuse to take a lawfully requested test or who test positive and are verified as positive by the MRO will be subject to immediate suspension and disciplinary action up to and including termination of employment.

3. Probable Cause and Reasonable Suspicion:

When a covered individual's behavior indicates, in the opinion of the immediate supervisor and one other management person, that there is a reasonable cause to believe that the individual may be under the influence of prohibited drugs or alcohol, a drug test may be conducted immediately at the Town's expense.

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

RESOLUTION NO. 84-23, THE BIG FLATS SUBSTANCE ABUSE POLICY
APPROVED continued

Such individuals whose test results are negative will have successfully completed the test. If the test result is positive or the individual refuses to take the test, the individual may be subject to immediate suspension disciplinary action up to and including termination of employment.

4. Post-Accident Testing: As set forth above.

5. Post Rehabilitation Testing:

a. Return to Duty:

A person who is permitted by the Town to return to duty after rehabilitation must take and pass the Town of Big Flats drug and alcohol tests before returning to duty. This test will be at the employee's expense. Before an employee may return to duty, they must be evaluated by a Substance Professional ("SAP"), have complied with the SAP's recommendation and have received a return to duty approval from the SAP. (See item XI)

b. Follow-up Testing

After returning to duty, that employee will be subject to as many follow up tests as the Town of Big Flats requires, with a minimum of six (6) follow up tests in the first twelve (12) months following the return to duty. These tests will be at the employee's expense. If the employee is selected at any time for a random test, that random test will not count as a follow up test.

Individuals who refuse to submit to testing, or who fail an after-rehabilitation drug test may be immediately terminated.

6. Split Sample Tests:

Individuals who test positive and are verified by the MRO as positive may request a one-time only reanalysis of the original specimen by the original NIDA certified laboratory, providing the individual makes a written request within 72 hours of receipt of the first test result from the MRO.

If the Split Sample tests negative, the MRO will cancel the test, and the cost of the test will be refunded to the individual. If the retest result is still positive, the individual will be subject to the Town of Big Flats action up to and including termination of employment. If the split test positive, the employee will reimburse the Town of Big Flats for the cost of the Split Sample Test.

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

RESOLUTION NO. 84-23, THE BIG FLATS SUBSTANCE ABUSE POLICY
APPROVED continued

7. Adulteration of Tests:

All specimens will be tested for adulteration. Any specimen found to be adulterated will be considered as a positive result with the same penalties as a positive test result. Any specimen with Specific Gravity, Creatinine or pH levels outside of the normal range will require the employee to submit to a second test at an unannounced time selected by the Town of Big Flats.

IX. CONFIDENTIALITY

All actions taken under the Town of Big Flats Drug Abuse Policy will maintain the confidentiality of the individuals involved. Information related to investigations, possible violations, medical tests, or test results will be communicated on a strict “need to know” basis. Discussions with individuals tested under this program will be conducted as privately as circumstances permit.

X. TOWN SUBSTANCE ABUSE POLICY COMPLIANCE

The Town of Big Flats and all employees share a mutual vested interest in the success of this policy.

While it is not our intent to intrude in the personal lives of individuals subject to substance abuse testing, we do expect compliance with this Program.

Accordingly, failure to strictly comply with this program will result in the following Town action:

New job applicants who test positive and are verified as positive by the Medical Review Officer will not be eligible for hire.

The Town of Big Flats personnel subject to testing under this Program who refuse to submit to a drug test or who test positive and are verified as positive by the Medical Review Officer will be subject to Town action up to and including termination of employment.

The Town of Big Flats personnel participating in any of the prohibited activities specified in Section III of this Town of Big Flats Policy Statement, or who otherwise fail to strictly comply with its provisions, are subject to Town of Big Flats action up to and including termination of employment.

Any employee of the Town who is convicted of any criminal drug crime or violation occurring in the workplace must notify their immediate supervisor and the Town Supervisor no later than 5 days after such conviction. Failure to self-report will result in disciplinary action, up to and including termination of employment.

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

RESOLUTION NO. 84-23, THE BIG FLATS SUBSTANCE ABUSE POLICY
APPROVED continued

Please note that individuals who currently use drugs illegally are not individuals with disabilities protected under the Americans with Disabilities Act (ADA) when an employer takes action because of their continued use of drugs. This includes people who use prescription drugs illegally as well as those who use illegal drugs. However, people who have been rehabilitated and do not currently use drugs illegally, or who are in the process of completing a rehabilitation program, may be protected by the ADA.

XI. SUBSTANCE ABUSE PROFESSIONALS

Any employee who has a verified positive test result for drugs or alcohol must be evaluated by a Substance Abuse Professional (“SAP”) as defined by 49 CFR Part 40. The Fees for any SAP services will be employee’s own expense.

XII. CONSEQUENCES FOR VIOLATIONS REGARDING THE PRESENCE OF ALCOHOL, MARIJUANA AND A POSITIVE DRUG TEST

The following penalties are set as consequences for testing positive or being under the influence of alcohol or marijuana.

If an employee has an alcohol concentration between 0.02% and 0.039%:

- 1st Violation – Employee must be removed from safety-sensitive functions until the next day’s duty. Employee may be sent home and may use accumulated leave for the time off.
- 2nd Violation – Employee will be suspended for 24 consecutive hours with the loss of one day’s pay. Employee may be referred to a Substance Abuse Professional for assessment and consultation.
- 3rd Violation – employee will be dismissed if there are three (3) violations in a three (3) year period.

If an employee has an alcohol concentration of 0.04% or greater, or is under the influence of marijuana, or has a positive drug test:

- 1st Violation – Employee will be suspended without pay for forty-eight (48) hours. Employee will be referred to a Substance Abuse Professional for assessment and recommended rehabilitation. Reinstatement to the employee’s position and return to full duties shall be determined by the Substance Abuse Professional (who shall provide a written report to the town) and the town supervisor.
- 2nd Violation – Employee will be dismissed if there are two (2) violations in a three (3) year period.

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

RESOLUTION NO. 84-23, THE BIG FLATS SUBSTANCE ABUSE POLICY
APPROVED continued

Refusal by an employee to submit to alcohol or drug testing will be equivalent to a positive test result.

For all union members, the nature of discipline shall be governed by the union's contract with the Town.

XIII. ATTACHMENTS

Exhibit A – Acknowledgment of receipt and understanding of the Town of Big Flats Anti-Drug Program.

Exhibit B – Substance Abuse Testing Panel

EXHIBIT A

ACKNOWLEDGEMENT OF RECEIPT AND UNDERSTANDING OF SUBSTANCE ABUSE POLICY

The Town of Big Flats is vitally concerned with those situations where the use of illegal drugs or alcohol, or the illegal use of legal drugs seriously interferes with any person's health and job performance and The Town of Big Flats business operations, and is a hazard to the safety and welfare of other employees or the public at large.

The Town of Big Flats has established a Substance Abuse Policy for the purpose of maintaining a drug free workplace.

I understand that all covered Town of Big Flats employees and new applicants for the Town of Big Flats employment must be drug free in accordance with the Town of Big Flats Substance Abuse Policy.

I hereby certify that I have received a copy of The Town of Big Flats Substance Abuse Policy Statement; that I have read and understand its contents; and understand that I must be drug free as a condition of employment

Name (Please

Print): Social

Security #:

Signature:

Signature Date:

EXHIBIT B

SUSBTANCE ABUSE TESTING PANEL

The following are some of the most common drugs which shall be tested for at the following cut off levels:

<u>Drug Group</u>	Screen Detection Level NG/ML	GC/MS Confidence Level NG/ML
Amphetamines	1000	500
Cocaine Metabolites	300	150
Marijuana Metabolites	50	15
Opioid Metabolites	2000	2000
Phencyclidine	25	25
Alcohol	> .02 BAC	Actual BrAC

NG/ML is nanogram per milliliter

Opioid drugs include semi-authentic drugs such as hydrocodone, oxycodone, hydromorphone or oxymorphone whose common names are OxyContin, Percodan, Percocet, Vicodin, Lortab, Norco, Dilaudid, and Exalgo. Other such drugs may be included as determined by drug monitoring entities such as the FDA.

The above list is not all-inclusive and does not exempt any drugs that are or may be in the future become illegal.

CARRIED: AYES: Adams, Lippincott, Giammichele
 NAYS: None ABSENT: Hunter, Fairbrother

Supervisor Giammichele also reported on:

- Youth Coordinator needed, would like the Town Board Members to stop in his office or send him an email regarding filling the Youth Coordinator Position.
- Grant for the forestry, mentioned he is looking into this and will need to bring this to the Board.
- Three Business interested to go into ABD South, with 3 businesses and they are zoned for them, names TBA.
- Audit is going very well.
- Code Department quiet at this time with the building Permits

MINUTES OF THE TOWN BOARD MEETING OF MARCH 8, 2023

- Community Center – Senior Dinner was on March 1st, and they had around 40 people attend. Mrs. McCormick played the piano. We are looking for someone to come in and speak with everyone if interested.
- Supervisor Giammichele, mentioned he will be meeting with Chris Moss and Joe Roman, here at the Town Hall Monday Morning, regarding projects for Airport Business South.

Supervisor Giammichele made a motion, seconded by Councilperson Adams to adjourn the Town Board meeting at 4:39 p.m. All in favor except Councilperson Hunter, and Councilperson Fairbrother was absent, motion carried.

Date approved: _____ Linda Cross
Town Clerk