Regular Meeting

The Regular Meeting of the Ephratah Town Board was held 6 PM October 13, 2010 at the Ephratah Town Hall. Roll Call found the following people present:

Supervisor Todd Bradt Councilman Ivan Duesler

Councilman George Cosselman
Councilman Thomas Miles
Councilman Andrew Chorlton
Clerk Eleanor Smith

Hwy Superintendent James Berry -- Absent

Code Enforcement Officer David Rackmyre, Jr.-- Absent

Attorney Michael Albanese

The meeting was opened with Salute to the Flag led by Supervisor Todd Bradt.

Ivan Duesler made a motion to accept the minutes from September 8, 2010. 2nd by George Cosselman. 5 Ayes. Carried.

Ivan Duesler made a motion to pay General bills, Abstract 10, claim # 136 thru 145 for the amount of \$21,476.11. 2nd by George Cosselman. 5 Ayes. Carried.

Thomas Miles made a motion to pay Highway bills, Abstract 10, Claim # 167 thru 190 for the amount of \$25,106.38. 2nd by Andy Chorlton. 5 Ayes. Carried.

Communication:

An application was received from Marlene Johnson, 4986 State Hwy 29, St Johnsville, NY 13452 for Dog Control Officer. The application will be held for review in January at the Origanizational Meeting when the position is appointed.

Public Input:

Phillip Lettow inquired about the status of property on County Highway 119. The owner was issued a ticket to appear in Court.

Arthur Kadaraitis stated he can not get in touch with the Code Enforcement Officer.

Reports:

Code Enforcement Officer: Report was submitted for review.

Planning Board: Report was submitted for review.

Highway Superintendent: No report.

Youth: Last day for soccer is Saturday, 10/23/2010 with a Spaghetti Dinner,

4–7 PM at the Ephratah Firehouse.

<u>Assessors:</u> Report was submitted for review. <u>Supervisor:</u> Report was submitted for review.

Historian: Nothing to report.

New Business:

Resolution 67

Thomas Miles offered Resolution 67 to hold a Public Hearing on the Preliminary Budget of 2011 at 6:15 p.m. on November 10, 2010 at the Ephratah Town Hall. 2nd by Ivan Duesler.

5 Ayes. Carried.

Resolution 68

George Cosselman offered Resolution 68 authorizing Supervisor Bradt to enter into an agreement with the Brennan Humane Society for basic services for the amount of Two Hundred Fifty Dollars (\$250.00) per quarter, (total of \$1,000 for 2011 year). 2nd by Ivan Duesler. 5 Ayes. Carried.

Supervisor Bradt received a request for \$1,347 or a donation to the Gloversville Library. After the Board discussed the request,

Thomas Miles made a motion to decline the request. 2nd by Ivan Duesler. 5 Ayes. Carried.

Resolution 69

Thomas Miles offered Resolution 69 for the Board to accept the Agreement with the UPSEU Highway Contract for 2011 thru 2013, pending review and acceptance by Mike Albanese's legal opinion. 2nd by George Cosselman. 5 Ayes. Carried.

Resolution 70

George Cosselman offered Resolution 70 to hold a Public Hearing, 6:30 PM on November 10, 2010 for Local Law 3 of 2010, entitled <u>Site Plan Review Law.</u> 2nd by Ivan Duesler. 5 Ayes. Carried.

Resolution 71

Thomas Miles offered Resolution 71 to accept NYMIR Insurance Policy for 2011 for the amount of \$17,333.34. 2nd by Ivan Duesler. 5 Ayes. Carried.

Unfinished Business

Smoking in Town Buildings: Smoking is banned in all building areas and is to conform with the State Law. This will be tabled until next month, giving Mike Albanese time to review the law.

Resolution 72

George Cosselman offered Resolution 72 for the NYS Retirement (Standard Work Day) for Michael Albanese

BE IT RESOLVED, that the Town of Ephratah hereby establishes the following 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 record of activities maintained and submitted by these officials to the clerk of this body.

Title	Name	Social	Registration	Standard	Term	Participates	Days/
		Security	Number	Work Day	Begins/Ends	in	Month
		Number (last		(Hrs./day)		Employer's	(based on
		4 digits)				Time	Record of
						Keeping	Activities)
						System	
						Y/N	
Town	Michael			6	1/1/10-12/31/10	Y	2.5
				U	1/1/10-12/31/10	1	2.3
Attorney	Albanese						

 Date Enacted:

Signature of Clerk

I, Eleanor Smith, clerk of the governing board of the Town of Ephratah, County of Fulton, 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 13th day of October 13, 2010 on file as part of the minutes of such meeting, and that the same is a true copy thereof and the whole of such original.

I further certify that the full board, consist of five members,
And that _5_ of such members were present at such meeting
And that _5_ 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 Ephratah

seal

Role call vote as follows:

Supervisor Todd Bradt	Aye
Councilman Ivan Duesler	Aye
Councilman George Cosselman	Aye
Councilman Thomas Miles	Aye
Councilman Andrew Chorlton	Aye

Resolution 73

Ivan Duesler offered Resolution 73 to hold a Public Hearing, 6:45 PM on November 10, 2010 for Local Law 2 of 2010, entitled <u>Dog Control Law for the Town of Ephratah</u> at the Ephratah Town Hall. 2nd by Thomas Miles. 5 Ayes. Carried.

Public Input:

Joyce Taggart asked if the board would get a microphone for their meetings.

Jack Keppler asked if the drafts and purposed laws be placed in the meeting room so anyone would be able to review them.

George Cosselman made a motion to go into Executive Session for litigation for small claims. 2nd by Thomas Miles. 5 Ayes. Carried. Time: 6:53 PM.

Ivan Duesler made a motion to return to Regular Session. 2nd by George Cosselman. 5 Ayes. Carried. Time: 7:20 PM.

Thomas Miles made a motion to adjourn. 2nd by George Cosselman. 5 Ayes. Carried.

Time: 7:20 PM.

Eleanor Smith Clerk