

## Regular Meeting

The Regular Meeting of the Ephratah Town Board was held 6 PM  
January 12, 2011 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
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 December 8, 2010. 2<sup>nd</sup> by George Cosselman. 5 Ayes. Carried.

Andy Chorlton made a motion to pay the General bills, Abstract 1, Claim #36 thru #48 for the amount of \$5,597.32. 2<sup>nd</sup> by Ivan Duesler. 5 Ayes. Carried.

Thomas Miles made a motion to pay the Highway bills, Abstract 1, Claim #35 thru #47 for the amount of \$4,870.84. 2<sup>nd</sup> by Ivan Duesler. 5 Ayes. Carried.

**Communication:** Monday, January 17, 2011 the Transfer Station will be closed in observance of Martin Luther King Day. The station will be opened on Tuesday, January 18, 2011 from 10 a.m. to 6 p.m.

### **Public Input:**

Ina Kurz had many questions and a show of how the World Health & Peace Organization has helped her.

At 6:15 P.M. Supervisor Bradt opened the Public Hearing on Local Law 1 of 2011, entitled "Local Law Regulating Mass Gatherings In The Town Of Ephratah". No one chose to speak.

### **Reports:**

Code Enforcement Officer: A report was submitted for review.

2 new permits issued

No violations sent & no tickets issued

No variance requests and few code related phone calls

Planning Board: Cell Tower hook-up was done today, Wed., 1/12/2011; waiting on Mr. May for sub-division of lot; a questionnaire being drawn up for residents; had some concerns regarding transportation once the watering plant starts the project.

Delaware Engineering Co. reps plan on attending the Planning Board meetings.

Highway Superintendent: Jim met with DOT regarding the intersection for the bottle plant on Route 29. They also discussed and will start the paperwork on the jurisdictional realignment of Route 140, Turnpike, and Highway 118. This involves changing of ownership of the roads.

Youth: No report.

Assessor: Report submitted for review.

Supervisor: Report submitted for review.

Historian: No report.

## **NEW BUSINESS:**

### **Resolution 36**

Ivan Duesler offered Resolution 36 authorizing the delegate for the AOTSNY to vote **YES** on all Proposed 2011 Legislative Resolutions. The Resolutions are as follows:

1. Preserve and Strengthen Home Rule
2. Mandate Relief
3. Property Tax Cap
4. Highway, Bridge and Transportation Funding
5. Sales Tax
6. Preserve and Strengthen Local Government's Role in the Siting of Energy Generation Facilities
7. Preserve Town Land Use Authority in the Natural Gas Exploration and Extraction Approval Process
8. Road Preservation Bonds
9. Publication of Legal Notices
10. Preserve and Fully Fund the Local Government Records Management Improvement Fund
11. Support of the Adirondack Park Local Government Review Board

2<sup>nd</sup> by Thomas Miles. 5 Ayes. Carried.

Jim Mraz, Fulton County Planning Department Director, is working with the Ephratah Planning Board on the bottling project from Delaware Engineering Company. He wants the Town of Ephratah to take the lead agency in the contract.

Andy Chorlton made a motion to close the Public Hearing on the Local Law 1 of 2011 entitled "Local Law Regulating Mass Gatherings In The Town Of Ephratah".

2<sup>nd</sup> by Ivan Duesler.

5 Ayes. Carried. Time: 6:34 P.M.

## **UNFINISHED BUSINESS:**

### **Resolution 37**

Ivan Duesler offered Resolution 37 to accept the **LOCAL LAW NO. 1 OF 2011** entitled "Local Law Regulating Mass Gatherings In The Town Of Ephratah". 2<sup>nd</sup> by George Cosselman. 5 Ayes. Carried.

RESOLUTION 37 AUTHORIZING ADOPTION BY  
**EPHRATAH TOWN BOARD**  
OF LOCAL LAW NO. 1 OF 2011 entitled  
**"LOCAL LAW REGULATING MASS GATHERINGS IN THE TOWN OF EPHRATAH"**

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Ephratah for a public hearing to be held by said Town Board on January 12, 2011 at 6:15 p.m. at Ephratah Town Hall to hear all interested parties on a proposed Local Law entitled, "Local Law Regulating Mass Gatherings in the Town of Ephratah;" and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of Ephratah; and

WHEREAS, said public hearing was duly held on January 12, 2011 at 6:15 p.m. at Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition of said Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of Ephratah, after due deliberation, finds it in the best interest of the Town to adopt said Local Law; and

WHEREAS, the Town Board of the Town of Ephratah desires to protect the public health, welfare, safety, peace and tranquility within the Town of Ephratah; and

WHEREAS, the Town Board of the Town of Ephratah, in furtherance of the aforementioned, intends to regulate mass gatherings within the Town of Ephratah,

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Ephratah hereby adopts said Local Law No. 1 of 2011 entitled "Local Law Regulating Mass Gatherings in the Town of Ephratah," a copy of which is attached hereto and made a part of this resolution, be it further

**RESOLVED**, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Ephratah, and to give due notice of the adoption of said local law to the Secretary of the State of New York.

AYE: 5

Nay: 0

Introduced: December 8, 2010

Approved: yes

	ABSENT	AYE	NAY
Supervisor Todd Bradt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Thomas Miles	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Andrew Chorlton	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman George Cosselman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Ivan Duesler	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The Smoking Law held for February's meeting will be done by a resolution.

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

Time: 6:40 P.M.

Eleanor Smith  
Clerk