

Regular Meeting

The Regular Meeting of the Ephratah Town Board was held 6 PM
January 9, 2013 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
Attorney	Michael Albanese

The meeting was opened with Salute to the Flag led by Supervisor Todd Bradt.
Supervisor Bradt welcomed Kendra Culver from JHS P.I.G.S. class.

Ivan Duesler made a motion to accept the minutes from December 12, 2012
Regular meeting. 2nd by George Cosselman. 5 Ayes. Carried.

Thomas Miles made a motion to pay General bills, Abstract 1, Claim # 1 thru 22 for
the amount of \$ 7,509.65. 2nd by Andy Chorlton. 5 Ayes. Carried.

Ivan Duesler made a motion to pay Highway bills, Abstract 1, Claim # 1
thru 16 for the amount of \$ 16,848.18. 2nd by George Cosselman. 5 Ayes. Carried.

Communication:

- Transfer Station will be closed January 21, 2013, Martin Luther King Day.
The station will be open on Tuesday, January 22, 2013; 10 a.m. to 6 p.m.
- A notice from NYS DOT was received stating the requested speed limit
reduction on Old State Road was denied.

Public Input: None.

Reports:

Code Enforcement Officer:

- 5 New Permits Issued
- 3 Certificates of Compliance Issued
- 1 Request for Variance
- 2 Violation Notices Issued
- 7 Tickets Served

Resolution 35

Ivan Duesler offered Resolution 35 to accept and grant a variance for Mike
LaValle to build a two-stall garage on his property. 2nd by George Cosselman. 5
Ayes. Carried.

Planning Board:

- Dan Richardson gave the report on two member vacancies. Upon
recommendation from the Planning Board, the Town Board agreed with
them.

Resolution 36

Thomas Miles offered Resolution 36 appointing Glenn Blanchard to the position of Planning Board Member vacated by Dale Gray.

Rosalyn Wood appointed to the position of Planning Board Alternate, vacated by Glenn Blanchard.

William Simpson appointed to the position Of Planning Board Member vacated by Eric Sweeney.

2nd by George Cosselman. 5 Ayes. Carried.

Resolution 37

Ivan Duesler offered Resolution 37 to accept the Planning Board's slate of Officers as follows: Chairperson: Judy Townsend

Vice Chairperson: Chris Pedro

Secretary: Dan Richardson

2nd by Andy Chorlton. 5 Ayes. Carried.

A discussion regarding a petition, from approximately 15 residents, requesting that a noise ordinance be considered for the town. A noise ordinance does not regulate "land use" and could therefore be considered without comprehensive planning.

Jim Mraz recommended that the issue be discussed with Town Board, Town Justice and Town Attorney on commitment to the enforcement of such an ordinance.

Hwy Superintendent: working on trucks; couldn't find the sales place for "wood burning" stoves. Will check again for next month.

Youth: working on calendar of events, lining up sponsors, coaches, etc.

Assessors: Report Submitted for review.

- Receiving exemption renewal applications
- Received numerous requests by senior tax payers in Ephratah that the Board consider increasing the income limit for exemption. The current level is \$19,999.
- Received data report from the state showing the results from 2011 collection and will be scheduling a meeting with ORPS representative to address numerous discrepancies with the report.

Supervisor: Report Submitted for review.

Historian: June Frasier and Abby Cretser are working on records while Abby is home from college.

Comprehensive Planning Meeting will be held January 28, 2013 at 6 P.M. at the Ephratah Town Hall.

The Comprehensive Planning responses are on the WEB and at the Town Office and responses are coming in.

There has been no response from the Health Officer Ads put in the paper.

The Property Tax Cap Law passed by NYS that allows no more than 2% increase has been audited by the Comptroller's Office and found to be within the allowable limits.

Resolution 38

Thomas Miles offered Resolution 38 to have Image Data, 150 Broadway, Menands, NY 12204 paper & film image capture of all the Clerk's Birth, Death, and Marriage records; cost not to exceed \$3,000, for preservation of 50 to 100 years. 2nd by Ivan Duesler.
5 Ayes. Carried.

Resolution 39

Thomas Miles offered Resolution 39 to table the NYC Proposed Resolutions for 2013 until next month to vote upon.

1. Preserve & Strengthen Home Rule
2. Preserve Land Use Authority for Natural Gas Drilling
3. Mandate Relief
4. Publication of Legal Notices
5. Road Preservation Securities & Road Use Agreements
6. Reinstatement of Funding for School Tax Relief Exemption Administration
7. Reform Real Property Tax System
8. Waiver of Abestos Notification Fees Associated with Municipally Owned Properties
9. Highway, Bridge & Transportation Funding
10. Surcharges to Fund Justice Courts & Town Prosecutors
11. Authority To Charge Gross Receipts Taxes on Utility Bills
12. Funding Local Costs Associated with Gas Extraction
13. Preserve Dedicated Funds for Local Purposes

2nd by George Cosselman. 5 Ayes. Carried.

Resolution 40

George Cosselman offered Resolution 40 to purchase a copier. The copier is from a Buy Green Save Green NYS Local Government Rebates. Type of equipment: Imaging Equipment – Multi-Function Devices (all-in-one), Canon Image RUNNER 2535i; NYS Contract Pt64472 for \$4,619.00 with rebate of \$3,464.25 with final cost for the copier of \$1,154.75. 2nd by Ivan Duesler. 5 Ayes. Carried.

Public Input: Bill Gray spoke on noise ordinance. The petition from the residence was for the mountain bike trail across from the go-kart race track in Ephratah. Mike Albanese stated if the deeds states no race track then it is between the owners of the property who's deeds stipulate what the land may be used for.

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

Time: 6:43 P.M.

Respectfully Submitted

Eleanor Smith
Clerk