

## Regular Meeting

The Regular Meeting of the Ephratah Town Board was held 6 PM  
December 10, 2014 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 (Plowing)
Code Enforcement Officer	David Rackmyre, Jr
Attorney	Michael Albanese

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

Megan Bradt, Student from OECS-ST J'ville School, Government class P.I.G.S. was welcomed.

Ivan Duesler made a motion to accept the minutes from November 12, 2014 Regular meeting. 2<sup>nd</sup> by George Cosselman. 5 Ayes. Carried.

Andrew Chorlton made a motion to pay General bills, Abstract 12, Claim # 175 thru 189 for the amount of \$ 8,892.18. 2<sup>nd</sup> by Ivan Duesler. 5 Ayes. Carried.

Thomas Miles made a motion to pay Highway bills, Abstract 12, Claim # 175 thru 188 for the amount of \$ 5,662.98. 2<sup>nd</sup> by Ivan Duesler. 5 Ayes. Carried.

### **Communication:**

- Transfer Station closed Dec 25, 2014 and January 1, 2015
- An Application was received from Devon Percival for Code Enforcer, which the clerk will keep on record
- Information regarding starting a new Animal Shelter in Johnstown
- A denial for the grant for the Salt Shed was received

At 6:15 P.M. Supervisor Bradt opened the Public Hearing for Local Law 1 of 2014 entitled "Amendment To Ephratah Town Code Section 80-13 and 80-14".

**Public Input:** None

### **Reports:**

#### Code:

- 1 New Permit Issued
- 2 Certificates of Compliance
- 2 Tickets Issued - 1 of which called for a permit & was told "a little late, the ticket is in the mail"
- Postpone court date due to illness of the Judge
- A Conditional discharge until May 7, 2015; Some clean-up & constructing a fence to put material behind it
- Dave has completed required hours for annual recertification

Planning Board: No Report

#### Highway:

- No Report - Out plowing
- Plow on truck

- When are the labels going to be put on the new trucks? Asked by George Cosselman.

Youth: No Report. Out Plowing

Assessor:

- Exemption renewals have been mailed and will be processed when received back after January 1.
- The Valuation of Problem Properties course has been rescheduled for January 23, 2015
- Any Senior (65 & older) who has not applied for the Enhanced Star and/or Senior Exemption contact the Assessment Office before March 1, 2015 to fill out an application.
- Will be processing splits and mergers for the tentative roll after January 1, 2015

Supervisor: Submitted Report for review

Historian: No Report

### **New Business**

Rose Woolley has submitted her resignation to the Planning Board, effective December 31, 2014, therefore, a vacant position will be effective January 1, 2015 to December 31, 2021 (7 year term).

### **Resolution 86**

Thomas Miles offered Resolution 86 appointing Glenn Blanchard to the Zoning Commission as an alternate, starting December 11, 2014. 2<sup>nd</sup> by Ivan Duesler. 5 Ayes. Carried.

### **Resolution 87**

Ivan Duesler offered Resolution 87 to have the Organizational Meeting on January 1, 2015 at 10:00 A.M. 2<sup>nd</sup> by Thomas Miles. 5 Ayes. Carried.

### **Resolution 88**

George Cosselman offered Resolution 88 to have the Regular Meetings of the Ephratah Town Board every second Wednesday of the month. January 14, 2015 being the next Board Meeting. 2<sup>nd</sup> by Thomas Miles. 5 Ayes. Carried.

### **Resolution 89**

George Cosselman offered Resolution 89 authorizing Lita Hillier to pay the year-end bills. 2<sup>nd</sup> by Andrew Chorlton. 5 Ayes. Carried.

### **Resolution 90**

George Cosselman offered Resolution 90 to pay David Rackmyre, Jr \$9.80 for stamps. 2<sup>nd</sup> by Andrew Chorlton. 5 Ayes. Carried.

### **Resolution 91**

Ivan Duesler offered Resolution 91 to accept the 2015 Highway Union contract. 2<sup>nd</sup> by Thomas Miles. 5 Ayes. Carried.

### **Resolution 92**

Ivan Duesler offered Resolution 92 to close the Public Hearing on Local Law 1 of 2014. 2<sup>nd</sup> by Thoams Miles. 5 Ayes. Carried.

**Resolution 93**

**RESOLUTION 93 AUTHORIZING ADOPTION BY  
EPHRATAH TOWN BOARD  
OF LOCAL LAW NO. 1 OF 2014 entitled  
“AMENDMENT TO EPHRATAH TOWN CODE SECTION 80-13 AND 80-14”**

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 December 10, 2014 at 6:15 p.m. at Ephratah Town Hall to hear all interested parties on a proposed Local Law entitled, “Amendment to Ephratah Town Code Sections 80-13 and 80-14;” 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 December 10, 2014 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 Ephratah Town Board intends to amend the Chapter Fire Prevention and Building Construction Article I, Sections 80-13 and 80-14 to eliminate the fees charged for all building permits issued by the Town Code Enforcement Officer; 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 amending Sections 80-13 and 80-14 of the Ephratah Town Code,

**NOW, THEREFORE, BE IT RESOLVED,** that the Town Board of the Town of Ephratah hereby adopts said Local Law No. 1 of 2013 entitled “Amendment to Ephratah Town Code Sections 80-13 and 80-14,” 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: Andrew Chorlton      Seconded by: Ivan Duesler

Approved: Yes. Carried

	ABSENT	AYE	NAY
<u>Supervisor Todd Bradt</u>		x	
<u>Councilman Thomas Miles</u>		x	
<u>Councilman Andrew Chorlton</u>		x	
<u>Councilman George Cosselman</u>		x	
<u>Councilman Ivan Duesler</u>		x	

**Amendment to Ephratah Town Code Sections 80-13 and 80-14.**

Local Law Number 1 of 2014

**Section 80-13. Establishment of schedule.** Shall be amended as follows:

There shall be no fees in conjunction with the Uniform Fire Prevention and Building Construction Code, and in accordance with Article I, Section 80-5 of the Ephratah Town Code as follows.

**Inspection Type**

New construction and additions  
(living/business areas, excluding garages)

Modular homes (including mobile homes)  
First unit  
Additional units  
1 to 3  
More than 3

Garages

New chimneys  
Without solid fuel devices  
With solid fuel devices

In-ground pools (electrical inspection is  
also required separately)

Porch

**Section 80-14. Renewals.** Shall be amended as follows:

For the renewal of any permit over one (1) year old, no fee is required. Permits may only be renewed for one (1) additional year. Any work not finished within two (2) years will require a new application and the payment of the then applicable fees.

**Resolution 94**

Ivan Duesler offered Resolution 94 to clarified under the Resolution 67 of October 21, 1998 to state that the five (5) Highway Employees and Superintendent of Highways are classified as Full Time employees and therefore receive the benefit of health insurance. 2<sup>nd</sup> by George Cosselman. 5 Ayes. Carried.

**Resolution 95**

Thomas Miles offered Resolution 95 authorizing an Executive Session for Personnel reasons. 2<sup>nd</sup> by George Cosselman. 5 Ayes. Carried. Time: 6:35 p.m.

**Resolution 96**

Ivan Duesler offered Resolution 96 to return to Regular Meeting. 2<sup>nd</sup> by Andrew Chorlton. 5 Ayes. Carried. Time: 6:49 p.m.

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

Time: 6:51 P.M.

Respectfully submitted.

Eleanor Smith  
Clerk