

Regular Meeting

The Regular Meeting of the Ephratah Town Board was held 6 PM June 8, 2016 at the Ephratah Town Hall.

Roll Call found the following people present:

| | |
|--------------------------|-------------------------------------|
| Supervisor | Todd Bradt |
| Councilman | Ivan Duesler -late, at accident |
| Councilman | George Cosselman -late, at accident |
| Councilman | Thomas Miles |
| Councilman | Andrew Chorlton |
| Clerk | Cynthia Wesselmann |
| Hwy Superintendent | Alan Cretser |
| Code Enforcement Officer | David Rackmyre, Jr -absent |
| Attorney | Michael Albanese - absent |

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

Thomas Miles made a motion to accept the minutes from May 11, 2016 Regular meeting. 2nd by Andrew Chorlton. 3 Ayes. Carried.

Andrew Chorlton made a motion to pay General bills, Abstract 6, Claim # 77 thru 90 for the amount of \$4,511.02. 2nd by Thomas Miles. 3 Ayes. Carried.

Thomas Miles made a motion to pay Highway bills, Abstract 6, Claim # 79 thru 95 for the amount of \$10,684.93. 2nd by Andy Chorlton. 3 Ayes. Carried.

Communications:

- Transfer Station will be closed on Monday, July 4, 2016 for Independence Day. The Transfer Station will be open Tuesday, July 5 from 10am to 6pm.
- **Latex Paint Exchange** runs every Saturday morning from 7:15 - 11:30 a.m. in June, July and August 2016. Residents can drop off cans of good, re-useable latex paint, or take up to 5 gallons weekly per person. Also noted is the next Household Hazardous Waste Drop off will be held in August of 2017. Any questions please call the Fulton County Dept of Solid Waste Recycling info at 736-5504.
- The town received the Municipal Shelter Inspection Report for the James A Brennan Memorial Humane Society and it was satisfactory. The Town is considered to be in compliance.

Public Input: None

Reports:

Code Enforcement Officer:

- 12 Permits issued
- Several Code related calls, various code related inspections
- Report on file

Planning Board:

- Approximately 12 miles of road front were covered on Clean-up Day held on May 14th with a small crew.
- Went over Sub-Division Regulations and will leave as it stands.
- The next Zoning Commission meeting will be held on June 13, 2016. The Commission will review concerns voiced at the Public Hearing on May 9th.
- The R.G.L. Volunteer Fire Dept is having the 5th Town Annual Craft Fair and

Town wide Yard Sale. It will be held on Saturday, August 20th starting at 9am and ends at 6pm located at the R.G.L. Fire Dept, 4800 State Hwy 29, Johnstown, NY. Any interested vendor please contact Dan Robinson at 762-7658 for more information.

Hwy:

- Working on the crusher.
- Patching the roads with blacktop.
- Old roller is in the way, would like to get rid of.
- Truck #7 has an issue with the transmission.
- The new truck, international may be a while because of all the orders on State Bid.
- Still dealing with Frontier about fiber optics and digging on the New Turnpike Rd.

Resolution 53

Andrew Chorlton offered Resolution 53 to take the old roller to the junk yard for scrap metal. Thomas Miles 2nd. 3 ayes, carried.

Youth:

- The Car Show is set for August 6th at the Ephratah Rec Commission from 11am to 3pm.
- The first day of Softball is July 16th at 9am. They've got more kids than in the past signed up. The coaches and shirts are all set.

Assessor:

- Grievance Day was held May 24, 2016 from 5-9 pm at the Town Barn. The BOR had 4 complaints and 1 stipulation. The Village of St. Johnsville represented by Norman L Mastromoro, Esq. Filed three grievances on behalf of the village. As we have done in the past, Lyn had the BAR forwarded copies of the grievances to Atty. Albanese to then be sent to Hacker And Murphy.
- They are still doing simple changes on 2016 and 2017 roles. Splits and Mergers will not be entered until Fall.
- Lyn asked to consider fining residents who are out of compliance with building permits.

Supervisor: Not much to report on.

Historian:

- Evelyn thanked Sarah, Abby, Jean Harris and Elsie for their help with the Historical Society.

New Business:

- Alan Cretser reviewed the NYS Dot Agreement and found no down side to it. If in the event of an emergency we could borrow a truck, and vice versa. Todd inquired with Attorney Mike Albanese earlier and he agreed.

Resolution 54

Ivan Duesler offered Resolution 54 to accept the NYS Dot Agreement to Share Services in the event of an emergency. See attached. Thomas Miles 2nd, 5 ayes. Carried.

SHARED SERVICES AGREEMENT
Between
NYSDOT and ___ Town of Ephratah_____

THIS AGREEMENT, dated _____, 2016_, is between the People of the State of New York, hereinafter referred to as "State" or "NYSDOT" and the _____, hereinafter referred to as "Municipality." Pursuant to Section 99-r of the General Municipal Law, the State and the Municipality wish to share services, exchange or lend materials or equipment which shall promote and assist the maintenance of State and Municipal roads and highways and provide a cost savings by maximizing the effective utilization of both parties' resources. Shared Services shall mean any service provided by one party (Provider) to another party (Recipient). The State and the Municipality agree to share services as follows:

1. Description and Cost of Services, Materials or Equipment to be shared: Provide details of the services, materials or equipment to be shared in the attached standard Schedule A. The total amount of the agreement shall not exceed ten thousand dollars (\$10,000.00). If applicable, indicate that the return exchange will be determined at a later date.
2. The Provider's employees shall remain under full supervision and control of the Provider. The parties shall remain fully responsible for their own employees for all matters, including but not limited to, salary, insurance, benefits and Workers Compensation.
3. If the borrowed machinery or equipment is damaged or otherwise needs repair arising out of or in connection with the Recipient's use, the Recipient shall be responsible for such repairs.
4. The Municipality agrees to defend and indemnify the State for any and all claims arising out of the Municipality's acts or omissions under this Agreement. Subject to the availability of lawful appropriations and consistent with Section 8 of the State Court of Claims Act, the State shall hold the Municipality harmless from and indemnify it for any final judgment of a court of competent jurisdiction to the extent attributable to the negligence of the State or of their officers or employees when acting in the course and scope of their employment.
5. The term of this Agreement shall be for two (2) or four (4) years. The parties will endeavor to provide no less than thirty (30) days' notice of its intent to extend the Agreement. Either party may revoke this Agreement by providing sixty (60) days written notice of such revocation. Upon revocation, any outstanding obligations of the parties must be satisfied within thirty (30) days of the date of such revocation.

NYSDOT – Region ___

MUNICIPALITY

By: _____ Date: _____
 Resident Engineer – _____ County

By: _____ Date: _____
 _____ Highway Superintendant

NYSDOT – Region ___

By: _____ Date: _____
 Regional Director of Operations

- Regarding the Subdivisions Regulations, Jim Mraz got a copy of the Resolution for the seeker. It is now going to the County Planning Board and then will come back to the Town Board. This will be tabled until next month.
- There were two small bills that came in the Supervisor wanted to take care of. One for the crusher, and one for Judy Townsend.

Resolution 55

Ivan Duesler offered Resolution 55 to pay the two invoices, Thomas Michaler out of Highway for \$150 and Judith Townsend out of the General Fund in the amount of \$23.60. Andrew Chorlton 2nd. 5 ayes. Carried.

- Bus Turn Arounds agreement was tabled until next month.

Andrew Chorlton made a motion to recess for an Executive Session for Personnel. Ivan Duesler 2nd, 5 Ayes. Carried.

Thomas Miles made a motion to come out of Executive Session. George Cosselman 2nd, 5 Ayes. Carried.

Resolution 54

Andrew Chorlton offered Resolution 54 to hire Theresa Blowers at \$14/hr to help with the bookkeeping. Thomas Miles 2nd, 5 Ayes. Carried.

Ivan Duesler made a motion to adjourn the meeting. 2nd by George Cosselman. 5 Ayes. Carried.

Time: 6:37 P.M.

Respectfully submitted,

Cynthia A. Wesselmann
Town Clerk
Town of Ephratah