

Town of Philadelphia
Board Meeting – August 9, 2017 @ 5:30 P.M.

Present: Supervisor: Cheryl Horton, Clerk/Tax Collector: Cheryl Reed, Highway Superintendent: Mike Freeman, Council Members: Sandra Carpenter, Deborah LaMora, Bob Watson Sr., Ron Spicer, Assessor: John Kiechle.

Guests: Resident: Jesse LaMora and Jefferson County Legislator: Al Drake.

At 5:30 P.M. Supervisor called the meeting to order, followed by Prayer and Pledge.

Minutes: from the July 2017 Town Board Meeting were read prior to the meeting. Ron made a motion to accept the minutes as written, seconded by Sandra, all were in favor, motion carried.

Financial Report: for July 2017 was read aloud by Supervisor. Council Members signed the report as their approval of said report.

Clerk Report:

1. Sporting License and Doe Management Permit Sales began August 1, 2017.

Highway Report:

1. Received NYS Snow & Ice Contract Extension for 2019-2020. (See attached resolution)
2. Made budget for 2017.
3. Employee, Brian Simmons gave notice that he will no longer be working for the Town of Philadelphia. Final date of employment to be determined at a later time.

Recycling Center Report:

1. Two (2) loads of cardboard have been sent to Climax Manufacturing.
2. One (1) load of Tin and Steel have been picked up by Kimco.

Privilege of the floor: was given to Jesse LaMora. Jesse questioned the necessity of the stop light at the intersection of Route 11 and County Route 29 being used twenty-four (24) hours a day, seven days a week. Town Highway Superintendent, Mike Freeman will speak to the NYS Dept. of Transportation regarding this issue.

Privilege of the floor: was then given to Jefferson County Legislator, Al Drake. The following items were briefly discussed:

1. Jefferson County Budget.
2. Tower expenses.
3. Single Stream Recycling.

CEO Report: for June and July was given to all Board Members.

Cemetery Report:

1. Cleaning of Quaker Cemetery is moving along slowly.
2. Next scheduled cleaning day is Saturday, August 12, 2017.

Memorial for Childs Falls Cemetery is still in the planning stages. **(Please see attached resolution)**

Park Report:

1. Playground equipment will be in place as soon as time permits.

Assessor Report:

1. Tamrica Brown has successfully completed her Assessor testing at Cornell University.
2. Equalization Rate is 100%.
3. WGS Housing has filed documents for future Court proceedings, regarding their Tax Assessment.

Court Report:

1. Carol Weaver has completed review of 2016 Court Records for Justice's Jenne and Scheer. Please see attached Statement of Findings and resolution.

Supervisor's Meetings:

1. Shared Services; Jefferson County 7/13/17
2. " " 8/2/17
3. W/E. Stefanik @ NYS Office Bldg. RE: High Speed Internet 8/3/17
4. W/K. Daniels; RE: Memorial in Quaker Cemetery 8/4/2017.

At 6:50 P.M. Supervisor asked if there were any further questions or comments. With there being none, Sandra made a motion to adjourn. Ron seconded this motion. All were in favor, motion adjourned.

*Respectfully submitted,
Cheryl Reed ~ Town Clerk*

*Town of Philadelphia
Cheryl Reed, Town Clerk/Tax Collector
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The following resolution was offered by Sandra Carpenter and seconded by Deborah LaMora who moved its adoption.

RESOLUTION: 2017-46 AGREEMENT TO EXTEND FIXED LUMP SUM MUNICIPAL SNOW AND ICE AGREEMENT.

This agreement made this 9th day of August 2017 by and between THE PEOPLE OF THE STATE OF NEW YORK (hereinafter referred to as "STATE"), acting by and through the Commissioner of Transportation of the State of New York (hereinafter referred to as "COMMISSIONER"), and the Supervisor of the **Town of Philadelphia** (hereinafter referred to as "MUNICIPALITY") as follows:

WHEREAS, the COMMISSIONER and the MUNICIPALITY have entered into an Agreement No. D006833 entitled "Fixed Lump Sum Snow and Ice Agreement between the New York State Department of Transportation and the Municipality of the Town of Philadelphia" dated 3/6/1992 and

WHEREAS, the term of the said Agreement is for a period of three years commencing on **July 1, 1991** and the said Agreement provides that the parties may at the end of each year of the term of the Agreement extend such term for an additional year and

WHEREAS, the present term of the Agreement, as extended, expires June 30, **2019** and

WHEREAS, Section 7 of the said Agreement provides that the COMMISSIONER shall furnish the MUNICIPALITY with a suitable map for each term of the Agreement, or for any extended term thereof, modified to show the changes, if any, to the State Highways effected by this Agreement.

WHEREAS, Section 9 of the said Agreement provides for an annual update of the estimated expenditure to be determined by the COMMISSIONER subject to the provisions of Section 9 at the time for extension of the Agreement,

NOW THEREFORE, in consideration of the mutual covenants and benefits between the parties, WITNESSETH:

1. The aforementioned "Fixed Lump Sum Snow and Ice Agreement between New York State Department of Transportation and the MUNICIPALITY" is hereby extended for a period of one year; now to expire on June 30, 2020, unless further extended.
2. The State Highways or parts thereof affected by this Agreement are as delineated on the attached map, agreed upon by the COMMISSIONER and the MUNICIPALITY, which shall be effective for the remainder of the term of the Agreement commencing July 1, 2017, unless changed by future agreement between the COMMISSIONER and the MUNICIPALITY.
3. All the terms and conditions of the original contract remain in effect except as follows. The lump sum payment specified in Section 9 of the aforementioned Agreement shall be \$6,300.09 per lane mile for 11.2 lane miles for a total of \$70,561.01 for the 2017/18 season and for the remainder of the term of the Agreement commencing July 1, 2017 unless changed by future update.

IN WITNESS WHEREOF, This Agreement has been executed by the State, acting by and through the duly authorized representative of the COMMISSIONER and the MUNICIPALITY, which has caused this Agreement to be executed by its duly authorized officer on the date and year first above written.

This resolution was adopted via the following roll vote:

Supervisor Horton:	aye
Council Members:	
Sandra Carpenter:	aye
Deborah LaMora:	aye
Bob Watson Sr.:	aye
Ron Spicer:	aye

I hereby certify that the above resolution was adopted by the Philadelphia Town Board on August 9, 2017

{ SEAL }

Town Clerk: _____

Date: _____

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The following resolution was offered by Sandra and seconded by Deborah who moved its adoption.

RESOLUTION: 2017:47

Wherefore: the Town of Philadelphia recently experienced the tragic loss of the life of Joel Davis, a New York State Trooper stationed in Philadelphia, who lost his life as he served and

Wherefore: Joel Davis is a native of Philadelphia, educated locally and was living in Philadelphia at the time of his death and

Whereas: the Town Board and members of this community see the need of honoring the sacrifice of Trooper Davis and other Philadelphians who have sacrificed their lives as they served and

Whereas: we believe the honorees may include those who have served in any branch of LAW ENFORCEMENT, any branch of the MILITARY, or any local FIRST RESPONDERS, be they employed or volunteer and

Whereas: the Town of Philadelphia does not have a record or memorial to honor the combined sacrifices of these mentioned heroes of our time and history and

Therefore be it resolved: a Memorial Monument shall be erected and placed in honor of the Heroes of our Times and History in the Town of Philadelphia's Childs Falls Sunrise Cemetery beneath the American Flag and

Therefore be it resolved: the monument shall be engraved with each honored name from Philadelphia who gave their life as they served and

Therefore be it resolved: the funds for said memorial will be expended from the Childs Falls Sunrise Cemetery Account and

Therefore be it resolved: that donations to the Beautification Fund of Childs Falls Sunrise Cemetery will be accepted as donors may desire to honor the afore mentioned heroes of this community.

This resolution was approved upon by the following roll vote:

Supervisor, Cheryl Horton aye
Town Council Members:
Sandra Carpenter aye
Deborah LaMora aye
Robert Watson Sr. aye
Ron Spicer aye

I hereby certify the above resolution was adopted by the Philadelphia Town Board on August 9, 2017.

{ SEAL }

Town Clerk: _____

Date: _____

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The following resolution was offered by Ron and seconded by Bob who moved its adoption.

RESOLUTION: 2017:48

Whereas: Section 2019-a of the Uniform Justice Court requires that town and village justices annually provide their court records and dockets to their respective town and village auditing boards and

Whereas: such records be examined or audited and that fact be entered into the minutes of the board's proceeding and

Whereas: Carol Weaver has examined/audited court records for both Justice Jenne and Justice Scheer for records and dockets from January 6, 2016 through September 7, 2016 and

Whereas: randomly selected Case History Reports and matched fines on receipt for fine and verified submission amounts and

Whereas: monthly totals of log were compared to monthly receipt totals and

Whereas: there were incorrect dates of 2015 instead of 2016 and some receipts had no Case History Report cross reference, these are not significant and did not effect balancing,

Therefore be it resolved: the Philadelphia Town Board does accept Carol Weaver's Statement of findings regarding Justice Jenne and Justice Scheer's Court Records and Dockets.

This resolution was adopted via the following roll vote:

Supervisor Horton:	aye
Council Members:	
Sandra Carpenter:	aye
Deborah LaMora:	aye
Bob Watson Sr.:	aye
Ron Spicer:	aye

I hereby certify the above resolution was adopted by the Philadelphia Town Board on August 9, 2017.

{ SEAL }

Town Clerk: _____ Date: _____

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The following resolution was offered by Deborah and seconded by Bob who moved its adoption.

RESOLUTION: 2017:49

Whereas: the Volunteer Transportation Center located at 203 North Hamilton Street, Watertown, New York 13601 has provided transportation services to the citizens of the Town of Philadelphia and

Whereas: Philadelphia is desirous of promoting opportunities for recreation among it citizens.

Therefore be it resolved: it is mutually agreed by and between the Volunteer Transportation Center and the Town of Philadelphia municipal corporation created and existing pursuant to the laws of the State of New York, located at 33019 US Rte. 11 Philadelphia, NY 13673 to adhere to the following:

- a. Philadelphia agrees to pay Volunteer Transportation Center the amount of \$600.00, the receipt of which is hereby acknowledged.
- b. Volunteer Transportation Center agrees to continue to provide to the citizens of Philadelphia transportation services during the term of this contract.
- c. Volunteer Transportation Center shall procure and maintain such insurance coverage as shall be appropriate for its operations and shall indemnify and hold harmless the Town of Philadelphia from any claim or cause of action based upon or arising out of the activities of the party-of-the-second-part.
- d. This agreement will become effective the 1st day of January 2018 and terminate December 31, 2018.

This resolution was agreed upon by the following roll vote:

Supervisor Horton:	aye
Council Members:	
Sandra Carpenter:	aye
Deborah LaMora;	aye
Bob Watson:	aye
Ron Spicer:	aye

I hereby confirm the above resolution was adopted by the Philadelphia Town Board on August 9, 2017.

Town Clerk: _____ { SEAL }

Date: _____