

**TOWN OF PHILADELPHIA**  
**FEBRUARY 8, 2017 BOARD MEETING @ 5:30 P.M.**

**Present:** Supervisor: Cheryl Horton, Clerk: Cheryl Reed, Hwy. Supt.: Mike Freeman, Board Members: Sandra Carpenter, Deborah LaMora, Bob Watson Sr., Ron Spicer and Assessor: John Kiechle.

Supervisor called meeting to order followed by Prayer and Pledge.

**Minutes:** were read prior to the meeting. Ron made a motion to accept the minutes as written and Sandra seconded this motion. All were in favor, motion carried.

**Financial Report:** for January was read aloud by Supervisor. All Board Members signed the Financial Report as there approval of said report.

**Clerk Report:**

1. Second and final installment payment for 2017 Town and County Taxes was made to the Supervisor on February 3, 2017 in the amount of \$382,450.66. Total amount paid the Supervisor is \$582,450.66.
2. Appointment to settle with Deputy County Treasurer, Dorena Kimball on March 21, 2017 at 11:00 A.M.

**Clerks Records Review: (Please see attached resolution)**

**Highway Report:**

1. Mike asked Board Members for their thoughts on giving Matthew Hoover permission to install pipes to an existing Village Water Line by either digging up a section on Holkins Road or by going underneath the road. No decisions were made at this time and issue was tabled for future discussion.
2. Order of Road Salt received from Pala Wood 2/8/2017.
3. Machinery sold on website: Auctions International: Pickup @ \$850, Plow @510, motor lift @ \$280, and tractor @ \$700.
4. Will be looking at a Tracey 1987 Low Boy, located at Marcellus Construction in Adams.
5. Asked for approval from Town Board to attend Advocacy Days in Albany on March 7<sup>th</sup> and 8<sup>th</sup>.  
**(Please see attached resolution)**

At this time Supervisor gave all Board Members a copy of the Agreement to Extend Fixed Lump Sum Municipal Snow and Ice Agreement for their review and approval. **(Please see attached resolution)**

**Assessor Report:**

1. Computer with E-mail capability has faulty screen and will need to be replaced.

**Court Report:**

1. Purchased NYS Seal Emblem, New US Flag and Pole for Court Room with grant money.

**Court Records Review: (Please see attached resolution)**

Supervisor Horton spoke to Zoning Board of Appeals Member, Ross Burnham about his appointment to take over the vacant Chairman position on the Zoning Board of Appeals. Ross has agreed to do so.  
**(Please see attached resolution)**

Supervisor Horton also spoke to Kyle Hafemann regarding his appointment to fill Ross Burnham's position and complete this 5 year term on the Zoning Board of Appeals. Kyle has agreed to do so. **(See attached resolution)**

At 7:00 P.M. Supervisor asked if there were any further questions or comments. With there being none, Sandra made a motion to adjourn, seconded by Ron. All were in favor, meeting adjourned.

*Respectfully submitted,  
Cheryl Reed, Town Clerk*

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

**RESOLUTION: 2017-30 Review of Clerk's Books**

**WHEREAS:** The Philadelphia Town Clerk's Books will be subject to review/examination every fiscal year ending December 31<sup>st</sup> and

**WHEREAS:** Carol Weaver has reviewed the Town Clerk's Books for 2015 and

**WHEREAS:** this review coverage included, General Carbon Receipt Book, Recycling Receipt Book, matching of General Receipt Book to Town Clerk's Hardcover cash Receipt Book Ledger, matched cash Receipt Book with Bank Deposit Slips, randomly reviewed addition of categories for accuracy and

**WHEREAS:** Clerk's Books were found to be neatly kept and Bank Depositories were done in a timely manner, no discrepancies found in Recycling Records

**THEREFORE BE IT RESOLVED:** Carol Weaver will yearly review the Town Clerk's Books and provide a statement of findings to the Philadelphia Town Board.

This resolution was adopted via the following roll vote:

Supervisor Horton:	aye
Board 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 January 11, 2017.

{ SEAL }

Town Clerk: \_\_\_\_\_

Date: \_\_\_\_\_

January 6, 2017

Philadelphia Town Board

Re: Town Clerk

I reviewed General Receipt Book from 03/09/2015 through 11/18/2015 and Recycling Receipt Book from 05/01/2015 through 12/31/15.

I matched General Receipt Book to Town Clerk's Cash Receipt Book (ledger).

I matched Cash Receipts Book to bank deposit slips.

I randomly selected addition of all categories to totals.

I matched Recycling worksheet to Cash Receipt Book.

My random selections show dollars in correct categories. A few on wrong line across, but this does not affect categories or totals.

Every receipt in numerical order with none missing from Cash Receipt Book.

There were insignificant items, such as dog renewal listed as new, and one receipt from 09/14/2015 had no category on receipt but was listed as hunting in Book.

There were no significant items to report. The books are neat, easy to follow. Deposits appear to be done in a timely manner.

Found no discrepancies in Recycling.

If there are any questions or any further work needed, please feel free to contact me.

  
Carol Weaver

Reviewed above with Supervisor  
and Town Clerk.  
CJW

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

**RESOLUTION: 2017-34 Advocacy Days March 7<sup>th</sup> & 8<sup>th</sup>, 2017.**

**WHEREAS:** Mike Freeman, Highway Superintendent has come before the Philadelphia Town Board and asked for approval to attend the Annual Advocacy Days/Conference in Albany and

**WHEREAS:** the said conference will be held March 7<sup>th</sup> and 8<sup>th</sup> 2017,

**THEREFORE BE IT RESOLVED:** The Philadelphia Town Board supports and approves Highway Superintendent, Mike Freeman's attendance at aforementioned Conference.

The above 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 February 8, 2017.

{ Seal }

Town Clerk: \_\_\_\_\_

Date: \_\_\_\_\_

The following resolution was offered by Sandra Carpenter and seconded by Ronald Spicer who moved its adoption.

**RESOLUTION: 2017-33 AGREEMENT TO EXTEND FIXED LUMP SUM MUNICIPAL SNOW AND ICE AGREEMENT.**

This agreement made this 10<sup>th</sup> day of February, 2016 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, 2018 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, 2019, 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, 2018, 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 6.4 lane miles for a total of \$40,320.58 for the 2016/17 season and for the remainder of the term of the Agreement commencing July 1, 2016 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 February 8, 2017.

{ SEAL }

Town Clerk: \_\_\_\_\_

Date: \_\_\_\_\_

January 6, 2017

Philadelphia Town Board

Re: Review of Justices' books.

**Justice Jenne:**

The receipts were dated 09/24/14 through 06/24/2015. The box of files was for the year 2015.

I reviewed 01/01/2015 through 06/24/2015.

At random I selected Case History Report and matched fines on Receipt for Fine. I verified submission log for amounts. I compared monthly totals of log to total for month of receipts. I matched case # to receipt #.

One item to list: on 05/18/2015 Receipt # 2425 was listed on two Case History Reports. (Ronald Badger on case history) and (Zachary Cole on Receipt for Fine) Found that Zachary Cole was listed in Justice Scheer Receipt Book #2497.

Another: Receipts # 2423 and 2424 were dated wrong month. This had no effect on balancing.

**Justice Scheer:**

Reviewed 01/01/2015 through 10/26/2015

Same review as above.

Found Badger on Receipt #2497 with Justice Jenne signature.

On Case History Report Bradford listed as #2497, actually #2498. Did not affect balancing.

Noted Receipt #2557 for \$175 for \$170 fine, and noted fact that \$5 was returned.

There was one week's detail missing: for 05/27/2015 with receipts #2510, #2511, #2512, #2513, #2514, #2515, #2516 #2517. Upon further review of the file the detail was found and therefore no missing detail.

Reviewed all above with Supervisor Horton.

If there is any further information needed, or more work required, please feel free to contact me.

  
Carol Weaver



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

**RESOLUTION: 2017-36 Appointment of new Zoning Board of Appeals Chairman**

**WHEREAS:** David Reed, Chairman of the Philadelphia Zoning Board of Appeals resigned his position effective November 16, 2016 and

**WHEREAS:** there was no one to be appointed to fill this vacancy at this time and

**WHEREAS:** Supervisor Horton spoke to Zoning Board of Appeals Member, Ross Burnham and he agreed to being appointed Chairman to said board and

**WHEREAS:** Bob made a motion to appoint Ross as Chairman of the Zoning Board of Appeals retro-active 10-01-16 to 09-30-2021.

**WHEREAS:** Ron seconded this motion and this resolution was fully adopted by the Philadelphia Town Board via the following roll vote:

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

I certify that the above resolution was adopted by the Philadelphia Town Board on January 11, 2017.

{ Seal }

Town Clerk: \_\_\_\_\_

Date: \_\_\_\_\_

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

**RESOLUTION: 2017-37 Appointment of Kyle Hafemann to Zoning Board of Appeals**

**WHEREAS:** Ross Burnham has given up his term of 10-01-13 to 09-30-2018 as a member on the Philadelphia Zoning Board of Appeals to become the Chairman on said board and

**WHEREAS:** thus leaving a vacant position and

**WHEREAS:** Supervisor Horton has spoken to Kyle Hafemann regarding his appointment to aforementioned board to complete Ross Burnham's term and

**WHEREAS:** Kyle Hafemann has agreed and

**WHEREAS:** Deborah made a motion to accept this appointment and Ron seconded and

**WHEREAS:** this motion 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

**THEREFORE BE IT RESLOVED:** Kyle Hafemann is appointed to fill and complete vacant position of Ross Burnham, effective immediately and ending 09-30-2018.

I hereby certify the above resolution was adopted by the Philadelphia Town Board on January 11, 2017.

{ Seal }

Town Clerk: \_\_\_\_\_

Date: \_\_\_\_\_