

Minutes of the regular monthly meeting of the Jerusalem Town Board held on June 19, 2019 at 7:00 P.M. PRESENT were: Supervisor Killen, Councilors Anderson, Jones, Sisson, Stewart, Town Clerk McMichael, Highway Superintendent Martin, Town Engineer Ackart.

GUESTS: John Christensen; *Chronicle Express* Reporter, Zac DeVoe, Tony Hurd, Tim Cutler, Sara Lyons, Bruce Lyons, Debra Meeker, AFLAHC Representative, David Smith.

Supervisor Killen called the meeting to order with the Pledge to the Flag at 7:00 P.M.

RESOLUTION #105-19

APPROVAL OF MINUTES

On a motion of Councilor Anderson, seconded by Councilor Jones, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

Resolved that the minutes of the May 15, 2019 meeting be approved as read.

RESOLUTION #106-19

APPROVAL OF MINUTES

On a motion of Councilor Jones, seconded by Councilor Anderson, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

Resolved that the minutes of the May 21, 2019 Special meeting be approved as read.

RESOLUTION #107-19

AUDIT OF CLAIMS

On a motion of Councilor Stewart, seconded by Councilor Anderson, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

Resolved that the bills be paid as presented in the following amounts:

General:	\$12,726.81
Outside Village	\$ 229.65
Highway DB:	\$91,709.33
Sewer:	\$46,867.26
Water:	\$37,198.65
Capital:	\$ 1,960.00
Branchport Light	\$ 265.81
Trust:	\$ 3,857.50

May Utilities:

General:	\$	396.10
Outside Village:	\$	111.03
Highway DB:	\$	4,081.05
Sewer:	\$	312.05
Water:	\$	1,045.68
Trust:		\$39,143.40

RESOLUTION #108-19

SUPERVISOR REPORT

On a motion of Councilor Jones, seconded by Councilor Stewart, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

Resolved that the Supervisor's Report on the Town's finances for the month of May 2019 be accepted as presented.

AFLAHC PRESENTATION

Debra Meeker, Independent Agent Representing AFLAC made a brief presentation on the benefits available. AFLAC is paycheck protection. And not health insurance. If interest is expressed, Ms. Meeker will be scheduled to present to the employees as this is not a Town-sponsored benefit.

If the employees express an interest, a meeting will be scheduled for Ms. Meeker to present as this is not a Town-sponsored benefit.

TOWN OFFICIALS

HIGHWAY SUPERINTENDENT

- Written Budget Highway report on file in the Office of the Town Clerk.
- West Bluff Drive will be oiled and stoned this fall.
- Supervisor Killen thanked Highway Superintendent Martin and employees Barry Martin and Jamie Sisson for working at Clean-Up Day. It was noted an additional dumpster is needed for next year.

TOWN ENGINEER

- Notes of the June 13, 2019 KPSW meeting on file in the Office of the Town Clerk.
- Councilor Stewart reported Ontario Paving will repair damages resulting from sewer repairs on Central Avenue and 54A in Branchport at a cost of \$9,200. The two additional contractors contacted did not respond.

ASSESSOR

- Report on file.
- Councilor Anderson stated the Assessor's term will be expiring September 30th.

COUNCIL

- Councilor Anderson met with Summer Recreation Program Supervisor Bev Eggleston to discuss concerns related to new training and certification requirements. Swimming will not be offered again due to the lack of a Water Safety Instructor.
- Councilor Sisson is working with Bitley Cemetery to address concerns related to maintenance costs and the lack of funding. Several cemeteries are in the same situation. The Town currently provides \$750 annually, but this does not cover costs and the use of certain funds are restricted by the State.

SUPERVISOR

- The Army Corps of Engineers and DEC conducted their annual inspection of the Keuka Outlet locks and cited the masonry as deficient. We are awaiting DASNY approval on the \$50,000 SAM grant to fund the repairs. The Branchport dive team will assist in moving a large timber lodged in front of the locks.
- KWIC/KLOC want to add Sugar Creek to the Zone 1 district. Yates County Soil & Water has been asked to map the houses in that vicinity. Information will be shared with the Town Board as it becomes available.
- The starry stonewort invasive species will be harvested in August.
- The County Shared Services Initiative met as mandated by the State. Areas to review include healthcare, GIS, life guard services and centralized assessment.
- Information will be forwarded to the Board on the July 24th telecommunications meeting being held.
- Recent changes to the State Election law allow employees paid time off to vote. The notice has been posted.
- The Code Enforcement 2012 Escape sold for \$3,500.
- The Branchport/Keuka Park Fire Department 4th of July BBQ is at noon and the parade at 2:00.

KENNEL REGULATIONS SUBCOMMITTEE

A subcommittee meeting will be scheduled.

ABANDONMENT OF CHARLES EMERSON ROAD

Highway Superintendent Martin is waiting for a call back from the Town of Italy regarding the Charles Emerson Road matter.

RESOLUTION #109-19

AUTHORIZE EXPENDITURE FROM HIGHWAY CAPITAL RESERVE FUND TO PURCHASE
2020 MACK TANDEM AXLE PLOW TRUCK

On a motion of Councilor Stewart, seconded by Councilor Sisson, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

Whereas Resolution #84-19 authorized the Highway Superintendent to obtain quotes for a 10-wheeler truck in an amount not-to-exceed \$220,000 for delivery in 2020; now therefore, be it

Resolved the Town Board of the Town of Jerusalem does hereby resolve, pursuant to the provisions of Section 6-c of the General Municipal Law of the State of New York, that the Town Supervisor of the Town of Jerusalem be and he hereby is authorized and directed to transfer from the Town of Jerusalem Highway Capital Reserve Fund, duly established on October 13, 2004, to the Highway DB Fund and applied to the Highway Department contractual expense item, Item No. DB 5130.2, Two hundred Fifteen thousand Seven hundred Fourteen and 26/100 Dollars (\$215,714.26) of the principal and accumulated interest in said Reserve Fund to partially pay for the following piece of equipment:

A new 2020 Mack Tandem Axle Plow Truck on Onondaga County Heavy Truck Class 8 Statewide Contract #8996 from Beam Mack, Rochester, NY.

This resolution shall be subject to a permissive referendum, as required by law.

RESOLUTION #110-19

OBTAIN QUOTES - SCREENER PURCHASE

On a motion of Councilor Jones, seconded by Councilor Stewart, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

Resolved the Highway Superintendent be authorized to obtain quotes to purchase a screener.

RESOLUTION #111-19

SEWER BUDGET AMENDMENT - PENN YAN INCREASED COSTS

On a motion of Councilor Stewart, seconded by Supervisor Killen, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart

Nays 0

Whereas, the Village of Penn Yan (Penn Yan Municipal) is allocating an additional \$ 160,773.00 to the Town as stated within the Village's 6/1/2019-5/31/2020 budget for the treatment of the Town's contractual sewage and

Whereas, Town Resolution # 14-2005 allows for said increased costs to be distributed among the Town's Keuka Park Sewer customers every June 1st and

Whereas, the Water and Sewer Committee determined that, based on the audited financial statements for 2018, sufficient funds are made available within the Keuka Park Sewer Fund Balance for seven months of additional expense and

Whereas, the Water and Sewer Committee is recommending the Town Board amend the 2019 Sewer Fund Budget to reflect said additional costs through the Town's fiscal year ending 12/31/19
NOW BE IT

Resolved that the Keuka Park Sewer 2019 budget be amended by utilizing the fund balance and allocating \$ 88, 000.00 to appropriation 8130.4 (Treatment and Disposal).

RESOLUTION #112-19

PETITION - REYNOLDS - SEWER EXT. 1A SCHEDULE PUBLIC HEARING

On a motion of Supervisor Killen, seconded by Councilor Sisson, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

WHEREAS, by written Petition dated May 31, 2019, submitted in due form by Petitioners, containing the required signatures, which has been presented and filed with the Town Board of the Town of Jerusalem, Yates County, New York, for Extension 1A to the Keuka Park Sewer District #1 ("District") to serve the parcel(s) of land within the proposed District; and

WHEREAS, the Town Board deems it to be in the best interests of the residents of the Town of Jerusalem to pursue the District, pursuant to a Map and Plan prepared by Grove Engineering, and filed with the Town Clerk on June 10, 2019, (See Exhibit 1 attached hereto and made a part hereof.).

NOW, THEREFORE, BE IT RESOLVED

That the Order Calling for Public Hearing, attached hereto, shall be signed by the members of the Town Board of the Town of Jerusalem and published, posted and entered into the Minutes in accordance with Section 193 of the Town Law and the Town Clerk and/or Counsel to the Town are hereby authorized to take any and all further measures necessary to comply with the Town Law in preparation for the final adoption of the aforementioned extension.

RESOLUTION #113-19

RENEWAL OF AUCTIONS INTERNATIONAL AGREEMENT

On a motion of Supervisor Killen, seconded by Councilor Stewart, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

Resolved the Auctions International Agreement be renewed.

RESOLUTION #114-19

LETTER OF SUPPORT FOR PEASANTMAN TRIATHLON

On a motion of Supervisor Killen, seconded by Councilor Sisson, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

Resolved the Supervisor be authorized to send a letter of permission for the Peasantman triathlon to be held on August 18, 2019 as required for their NYSDOT permit 33a.

RESOLUTION #115-19

SUMMER RECREATION PROGRAM - APPOINTMENTS/SALARIES

On a motion of Councilor Jones, seconded by Councilor Anderson, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

RESOLVED that the following items related to the Summer Recreation Program be made:

1. Resolved that Beverly Eggleston be appointed Jerusalem Recreation Supervisor for 2018.
2. Resolved that Beverly Eggleston be compensated at the amount of \$ 4057.56 for 2019.
3. Resolved that the appointments and hourly rate for the Jerusalem Recreation Employees be set as follows:

Tabitha Haesche	Recreation Leader/EMT	\$13.00/hour
Jeffrey Kinyoun	Recreation Assistant	\$11.10
Brian Hollister	Recreation Assistant	\$11.25
Brennan Prather	Recreation Assistant	\$11.10

McKayla Dumbleton	Recreation Assistant	\$11.10
Rielly Stewart	Recreation Assistant	\$11.10

RESOLUTION #116-19

APPOINT BOARD OF ASSESSMENT REVIEW SECRETARY - ROSANNA BATES

On a motion of Supervisor Killen, seconded by Councilor Sisson, the following was

ADOPTED	Ayes	5	Anderson, Jones, Killen, Sisson, Stewart
	Nays	0	

Whereas the Jerusalem Board of Assessment Review needed a secretary, and

Whereas the position for Grievance Board Secretary was approved at the rate of \$13.30 per hour in the 2019 Organizational Meeting, now be it resolved that

Rosanna Bates be appointed as Grievance Board Secretary for the 2019 Assessment Year.

LYONSMITH BREWERY WASTEWATER PERMIT

A lengthy discussion ensued regarding current Town Code and the Lyonsmith Brewery building project. Lyonsmith will provide the quantity and quality of their wastewater to the Town Engineer for review to obtain a permit to connect to the public sewer. It was understood the Brewery's stated desire to expand production in the future is contingent upon amendments to Chapter 131 Sewers and Chapter 150 Wastewater Management for the Town to consider such a request.

RESOLUTION #117-19

APPROVAL OF ELECTRICAL SERVICE FOR TANK MIXER

On a motion of Councilor Stewart, seconded by Councilor Sisson, the following was

ADOPTED	Ayes	5	Anderson, Jones, Killen, Sisson, Stewart
	Nays	0	

Whereas; the Town Board authorized KPCWD to purchase a tank mixer for installation at the Keuka Lake State Park Tank No. 4 with Resolution #87-19.

The Department has received verbal quotes for the installation of the electric service required:

Passno Installations:	\$1,100.00
Ted McMichael Electric:	800.00

Therefore; be it resolved that the electric service installation be awarded to Ted McMichael Electric and said mixer to be installed by Town personnel at a cost of no more than \$1,000.00.

Resolved that the expense will be appropriated by 8340.2 Water transmission and Distribution.

RESOLUTION #118-19

AUTHORIZE TRAINING GRADE D OPERATOR CERTIFICATION COURSES

On a motion of Councilor Stewart, seconded by Councilor Sisson, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

Whereas; the Grade D Operators Certification Course is being offered at SUNY Morrisville on October 22 & 23, 2019;

Whereas; the NYS Health Department requires that the Keuka Park Water District operator has a Class D Operator Certification;

Whereas; instruction and training expenses were approved in the 2019 budget;

Therefore, be it resolved to authorize Bradley Donovan to attend the Class D Operators Certification Course at SUNY Morrisville. Tuition cost is \$325.00. This certification expense to be funded from 8120.

PUBLIC COMMENT:

KWIC and KLA will conduct stream samplings again this year. County Legislators adopted resolutions opposing making New York a sanctuary state and opposing the adoption of the "Driver's License Access and Privacy Act".

RESOLUTION #119-19

EXECUTIVE SESSION

On a motion of Councilor Stewart, seconded by Councilor Sisson, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

Resolved that this meeting be interrupted to enter into Executive Session to discuss the employment matter of a particular person with Highway Superintendent Martin and Town Clerk McMichael in attendance.

The Executive Session convened at 8:54 P.M.

RESOLUTION #120-19

RETURN TO REGULAR SESSION

On a motion of Councilor Anderson, seconded by Supervisor Killen, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

Resolved that the Board return to regular session.

The Board reconvened in regular session at 9:55 P.M.

RESOLUTION #121-19

AMEND RESOLUTION #116-19 APPOINT BOARD OF ASSESSMENT REVIEW

SECRETARY - ROSANNA BATES

On a motion of Councilor Jones, seconded by Councilor Sisson, the following was

ADOPTED Ayes 5 Anderson, Jones, Killen, Sisson, Stewart
 Nays 0

Resolved Resolution #116-19 be amended and Rosanna Bates be appointed as a part-time clerk serving as the Secretary to the Assessment Board of Review to be compensated at an hourly rate of \$13.30 effective May 28, 2019.

With there be no further business, on a motion of Councilor Anderson, seconded by Councilor Sisson, the meeting was adjourned at 9:58 P.M.

Sheila McMichael, Town Clerk