

Minutes of the regular monthly meeting of the Jerusalem Town Board held on September 18, 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: Nancy Peek, Walt Peek, George Dornberger, Vicki Dornberger, Charles Pugliese, Brenda Pugliese, Rich Dobosz, Katy Cholish, Dan Cholish, Annette Toaspern, Keith Toaspern, Kevin Ring, Vincent M. Fischer, Gayle Hurlburt, Bonnie Brewer, Joe DeGeorge, Zac DeVoe, Tim Cutler, Ed Bronson, Anita Maroscher, Paul Enos, John Christensen; *Chronicle Express* Reporter.

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

RESOLUTION #156-19

APPROVAL OF MINUTES

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 minutes of the August 21, 2019 meeting be approved as read.

RESOLUTION #157-19

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:	\$	6,783.37
Outside Village	\$	363.90
Highway DB:	\$	474,551.62
Sewer:	\$	54,957.26
Water:	\$	37,760.13
Capital:	\$	9,946.00
August Utilities:		
General:	\$	123.74
Outside Village:	\$	420.25
Highway DB:	\$	11,774.98
Capital:	\$	115,067.80
Sewer:	\$	271.52

Water: \$ 633.55  
Trust: \$ 26,145.08

RESOLUTION #158-19  
SUPERVISOR REPORT

On a motion of Councilor Sisson, seconded by Councilor Jones, 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 August 2019 be accepted as presented.

PRESENTATION - BEV EGGLESTON, SUMMER RECREATION PROGRAM

Bev Eggleston, Recreation Supervisor reported on the 2019 summer program. Over 70 campers enrolled this year with daily attendance of 40-50. A poster of various program activities made by the campers was displayed, noting team building was a successful addition to the program this year. We hope to be able to offer swim lessons again next year. Program evaluations were positive and are on file with the Town Clerk.

TOWN OFFICIALS

HIGHWAY SUPERINTENDENT

- Written Budget Highway report on file in the Office of the Town Clerk.
- Oil and stoning is complete. Work will begin on culvert pipe replacements.
- The new pick-up truck was delivered.
- The new screener demonstration is scheduled for tomorrow.
- Highway Superintendent Martin will obtain pricing for a boom tractor mower as our current sharing arrangement with Barrington is changing.
- New hire Scott Guerreri starts September 30<sup>th</sup>.

TOWN ENGINEER

- Notes of the September 5, 2019 KPSW meeting on file in the Office of the Town Clerk.
- The Keuka Park water capital project will be completed in October.

ASSESSOR

- Report on file.
- Assessor Vinnie Fischer was introduced.

COUNCIL

- Councilor Sisson has been working with the Humane Society on kennel regulations. The proposed amendments will be distributed to the Board. Joe DeGeorge, Humane Society President Gayle Hurlburt and Shelter Director Bonnie Brewer offered their assistance to answer any questions. Mr. DeGeorge commended the Town Board for being open minded and trying to resolve this issue.
- Councilor Stewart announced Town Engineer Wayne Ackart will be retiring December 31, 2019. Engineer services will be provided by Larson Design Group in 2020.

SUPERVISOR

Yates County Highway Superintendent Dave Hartman informed the Town they would need to install 80 signs to comply with the recently enacted Keuka Park parking regulations Local Law 4-2019. The Highway Committee will schedule a meeting with Mr. Hartman.

RESOLUTION #159-19

APPOINTMENT OF SOLE APPOINTED ASSESSOR

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

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

Resolved Vinnie Fischer be appointed for a 6-year term from October 1st 2019 through September 30th 2025; and be it further

Resolved the Sole Appointed Assessor is a salaried position with a salary of \$53,000.00 starting on October 1st 2019 and wages pro-rated to December 31st 2019.

RESOLUTION #160-19

CONSTITUTION WEEK PROCLAMATION - SEPTEMBER 17 - 23

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

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

WHEREAS, Our Founding Fathers, in order to secure the blessings of liberty for themselves and their posterity, did ordain and establish a Constitution for the United States of America; and

WHEREAS, It is the greatest importance that all citizens fully understand the provisions and principles contained in the

Constitution in order to effectively support, preserve and defend it against all enemies, and

WHEREAS, The anniversary of the signing of the Constitution provides an historic opportunity for all Americans to remember the achievements of the Framers of the Constitution and the rights, privileges and responsibilities they afforded us in this unique document, and

WHEREAS, The independence guaranteed to American citizens, whether by birth or naturalization, should be celebrated by appropriate ceremonies and activities during Constitution Week, September 17 through 23, as designated by proclamation of the President of the United States of America in accordance with Public Law 915, now

THEREFORE, I, Patrick Killen, by virtue of the authority vested in me as Jerusalem Supervisor, County of Yates, State of New York do hereby proclaim the week of September 17 through 23 as

CONSTITUTION WEEK

In the Town of Jerusalem, and urge all our citizens to reflect during that week on the many benefits of our Federal Constitution and the privileges and responsibilities of the American Citizens.

RESOLUTION #161-19

APPOINTMENT - ZONING BOARD - LYNN OVERGAARD

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

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

Whereas Ed Seus has resigned from the Zoning Board; and

Whereas Lynn Overgaard currently serves as an alternate on the Zoning Board; now, therefore, be it

Resolved Lynn Overgaard be appointed to fill the unexpired term of Ed Seus on the Zoning Board through December 31, 2019.

RESOLUTION #162-19

APPOINTMENT - ZONING BOARD ALTERNATE - JIM BIRD

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

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

Resolved Jim Bird be appointed as an Alternate on the Zoning Board to fill the unexpired term of Ken Smith through December 31, 2019.

ZONING BOARD LETTER OF INTEREST

Steve Schmidt submitted a letter of interest for the Zoning Board. This will be placed on the October agenda.

MANDATORY SEXUAL HARASSMENT TRAINING

Employees and Board members are receiving mandatory sexual harassment training on-line through Yates County Skill-Up.

RESOLUTION #163-19

2019 HIGHWAY BUDGET AMENDMENT - NEW HIRE

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

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

Whereas, Resolution #150-19 authorized Highway Superintendent Martin to appoint an MEO; and

Whereas, this appointment was not anticipated within the 2019 Highway DB budget; and

Whereas, there needs to be a budgeted modification to reflect such position from September 30, 2019 and December 31, 2019; now, therefore, be it

RESOLVED that the 2019 Highway DB Budget be modified as follows

Increase to the 5142.1 (Snow PS)	\$12,000.00
Increase to the 9030.8 (SS/Med)	\$ 1,000.00

Decrease to the Unappropriated Unreserved Fund Balance	
\$13, 000.00	

RESOLUTION #164-19

AUTHORIZE SUPERVISOR TO EXECUTE LARSON TASK ORDER - KEUKA PARK WATER TANK REHAB

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

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

Whereas the Consolidated Water District Improvements Capital Project was approved via Resolution #30-18; and

Whereas the Town Board awarded Contract 1 for Distribution System Improvements and rejected all bids received for Contract 2 for the Keuka Park Water Tank Rehab consisting of stripping and repainting the 300,000-gallon steel tank and installing two tank mixers; and

Whereas one tank mixer has been installed and the second tank mixer will be scheduled for installation by Town personnel; and

Whereas the Town desires to rebid the water tank painting project as stand-alone work under contract in 2019 for 2020 construction utilizing the water capital reserves funds in 2020; now, therefore, be it

Resolved that the Town Supervisor is hereby authorized to sign Task Order #19-1 in accordance with item 16 of the Consultant Agreement between the Town of Jerusalem and Larson Design Group effective 01/01/2018, for the Town of Jerusalem 2019 Water Tank Rehabilitation Scope of Services and 2018-2019 Retainer Agreement in the amount of \$18,500.00.

RESOLUTION #165-19  
APPROVE CONTRACTOR'S APPLICATION FOR PAYMENT - WATER REHAB  
PROJECT

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 Water Capital Project in Keuka Park was awarded to V & B Underground Utilities, Inc. in the amount of \$540,932.00 (Resolution #62-19); and

Whereas, said contractor has submitted an application for payment for quantities earned to August 31, 2019; therefore, be it

Resolved the Supervisor be authorized to sign Application for Payment #2 in the amount of \$133,517.75.

RESOLUTION #166-19  
BAR APPOINTMENT - TODD WHITFORD

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

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

Resolved that Todd Whitford be appointed to the Board of Assessment Review for a five-term October 1, 2019 - September 30, 2024.

PRESENT TENTATIVE 2020 BUDGET

The Tentative 2020 Town, Water & Sewer Budgets were presented. Budget Workshops will be held at 9:30 on September 20 and 12:00 on September 25.

PUBLIC COMMENT

2488 WEST LAKE ROAD, PENN YAN

A lengthy discussion ensued with several neighbors in attendance requesting the Town address property maintenance issues with the garage and residence at 2488 West Lake Road, Penn Yan including sanitation, rubbish and the environmental impact of the garage. Additional items noted for review include qualifying the property as a junkyard under Town Code, vehicles parked in the County road right-of-way, the expiration of the grandfathered use as a garage in R1 as it has not operated as such for years and verify if the gas tanks were removed. CEO DeVoe is working with the property owners and will communicate progress to Kevin Ring who was designated as the neighborhood contact.

County Legislator Ed Bronson reported the County adopted a resolution opposing NYSEG's proposed 20% rate increase. There has been a slight increase in Transit use. Yates Chamber of Commerce reported a 5% increase in tourism. The January 2020 Criminal Justice Reform Act was discussed. The County will hold budget workshops October 29 and 30.

With there being no further business, on a motion of Supervisor Killen, seconded by Councilor Stewart, the meeting was adjourned at 8:15 P.M.

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Sheila McMichael, Town Clerk