

Minutes of the regular monthly meeting of the Jerusalem Town Board held on May 18, 2011 at 7:00 P.M. PRESENT were: Supervisor Jones, Councilors Folts, Parson, Simmons, Stewart, Town Attorney Bailey, Highway Superintendent Payne, Town Clerk McMichael.

GUESTS: John Christensen; *Chronicle Express* reporter, Ron Kenville, Bob Evans, Jim Fitzgibbons, Ed Seus, Taylor Fitch, June Fagan, Doug Paddock, Ron Spike, Sue Spike and several other unidentified guests.

Supervisor Jones called the meeting to order with the Pledge to the Flag at 7:02 P.M.

RESOLUTION #92-11

APPROVAL OF MINUTES

On a motion of Councilor Simmons, seconded by Councilor Parson, the following was

ADOPTED Ayes 5 Folts, Jones, Parson, Simmons, Stewart
Nays 0

Resolved that the minutes of the April 13, 2011 regular meeting be approved as read.

RESOLUTION #93-11

AUDIT OF CLAIMS

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

ADOPTED Ayes 5 Folts, Jones, Parson, Simmons, Stewart
Nays 0

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

| | |
|------------------|----------------------|
| General: | \$12,161.42 |
| General OV: | \$ 4,552.37 |
| Highway DA: | \$12,025.31 |
| Highway DB: | \$ 5,206.40 |
| Sewer: | \$14,365.30 |
| Water: | \$13,562.36 |
| Trust: | \$ 346.00 |
| April utilities: | General: \$ 1,970.15 |
| | General OV: \$ 38.53 |
| | Sewer: \$31,531.91 |
| | Water: \$ 486.24 |
| | Trust: \$29,485.32 |

RESOLUTION #94-11

SUPERVISOR REPORT

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

ADOPTED Ayes 5 Folts, Jones, Parson, Simmons, Stewart

Nays 0

Resolved that the Supervisor's Report on the Town's finances for the month of April 2011 be accepted as presented.

PRESENTATION - 911 CALLS FOR SERVICE

Yates County Sheriff Ron Spike provided a summary and a brief overview of the 911 calls for service in the Town of Jerusalem. There were a total of 2,365 calls in 2010. They are able to sort data and produce various reports utilizing their records management system. Sheriff Spike submitted a copy of his 2010 Annual Report and gave a brief overview of the many services provided by the Yates County Sheriff's Department.

REPORT OF TOWN OFFICIALS:

HIGHWAY:

- Written Budget Highway report on file in the Office of the Town Clerk.
- Highway Superintendent Payne is monitoring road work based on the escalating cost of fuel.
- Spring roadwork is behind schedule due to the extensive rain. We anticipate receiving SEMA funds for flood damages in the Town.
- Hogweed continues to be present in our area. DEC is aware.
- The culvert pipe at 3913 West Bluff Drive will be changed next week.
- Highway Superintendent Payne stated it is his intention to run for office again this year.

TOWN ENGINEER:

- Notes from the May 16, 2011 KPSW Committee meeting are on file.

COUNCIL

- Councilor Folts suggested the Town Board entertain having another appraiser or assessor review Town Councilors' assessments. This cost will be considered during the 2012 budget discussions.
- Councilor Stewart does not intend to run for office at this time. Councilor Simmons will meet with Jerusalem Republican Committee Chairman Taylor Fitch regarding the election next week.
- The Assessment Committee is addressing loose ends with the Assessor related to the Keuka College campus assessments, Nicolo properties and the Farash Property Article 7 Review of Tax Assessment filing. County Legislator Fitch requested detail information on the tax implications to the County on settling the Farash claim.

- Councilor Simmons and Supervisor Jones met with our agent from Sprague Insurance to discuss alternative coverage to the County workers' compensation program. Legislator Fitch cautioned the financial implications to Jerusalem if we decide to leave. Jerusalem's cost is currently part of the County tax rate and it would become the Town's responsibility and part of the Town tax rate if we change.
- Town Clean-Up Day is scheduled for June 11.

SUPERVISOR

Supervisor Jones is working with NYSEG on a cost-effective upgrade to retrofit lighting at the Town Hall and the Town Barn with new, energy efficient lighting. The financial impact and pay-back period is under review as we determine utilizing prevailing wages.

SUBCOMMITTEE REPORTS:

WIND FARM SUBCOMMITTEE:

Art Hunt is working on draft wind farm regulations to present to the Planning Board at their June meeting.

ZONING REVIEW/54A SUBCOMMITTEE:

The Subcommittee will be meeting May 23. The public workshop is scheduled for 7:00-9:00 P.M. on June 7 at Keuka College.

CONSERVATION/RENEWABLE ENERGY SUBCOMMITTEE:

Councilor Stewart reported the Subcommittee is using the Town's Open Space Inventory Map to designate critical environmental areas. The Subcommittee is partnering with other organizations including the Isaac Walton League, Finger Lakes Land Trust and Finger Lakes Museum.

YATES COUNTY MARCELLUS SHALE TASK FORCE:

No report.

TOJ HYDROFRACKING IMPACT STUDY COMMITTEE:

Committee member Ed Seus stated Supervisor Jones charged their Committee of volunteer citizens with the study of natural gas drilling within the Township. Councilor Parson has joined their Committee.

Recommendations will be made to the Town Board regarding the impact that drilling and industrialization have on our environment and economy. The Committee is taking a balanced approach to present the issue fairly. Their focus is to educate and study the effects of hydrofracking on the tax base, tourism, agriculture, aquifers, noise, and air pollution. Larson Design Group, our consulting engineers were asked and agreed to provide their services on a pro bono basis.

RESOLUTION #95-11
ASSESSOR FINAL DAY

On a motion of Councilor Parson, seconded by Councilor Simons, the following was

ADOPTED Ayes 5 Folts, Jones, Parson, Simmons, Stewart
Nays 0

Resolved that the final day for Acting Assessor Alan Comstock be set for May 27, 2011.

RESIDENT CONCERN - 397 ORANGE STREET

June Fagan addressed the Board regarding the recent change of her address to 397 Orange Street and requested they consider allowing her to continue using her previous address, 397 Lake Avenue. Access to her property is off Orange Street.

Mrs. Fagan also noted her concern regarding drainage issues and the state of disrepair of Orange Street. The Town is not responsible for the maintenance of Orange Street as it is not a Town road. It is a private road and a service road of Keuka College.

Supervisor Jones will review her address change request and get back to her.

RESOLUTION #96-11
APPOINT GRIEVANCE BOARD SECRETARY

On a motion of Councilor Parson, seconded by Councilor Simons, the following was

ADOPTED Ayes 5 Folts, Jones, Parson, Simmons, Stewart
Nays 0

Whereas there is an opening for a secretary to the Grievance Board; now, therefore, be it

Resolved that Carol Goebel hereby be appointed as Grievance Board Secretary.

HIGHWAY ENCROACHMENT - 5388 WEST BLUFF DRIVE

Town Attorney Bailey referred a request for a license from the Town to keep and maintain the encroaching structures in their present location, which are shown to be within the right-of-way at 5388 West Bluff Drive to Highway Superintendent Payne who will prepare his recommendation to the Town Board.

TOWN HISTORIAN

Town Historian Bob Evans is enlisting the services of an accomplished photographer to duplicate single maps and other historical documents for preservation.

RESOLUTION #97-11

MOVE TO EXECUTIVE SESSION

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

| | | | |
|---------|------|---|--|
| ADOPTED | Ayes | 5 | Folts, Parson, Jones, Simmons, Stewart |
| | Nays | 0 | |

Resolved that this meeting be interrupted to go into Executive Session to discuss pending litigation with Penn Yan.

The Executive Session convened at 9:07 P.M.

RESOLUTION #98-11

RETURN TO REGULAR SESSION

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

| | | | |
|---------|------|---|--|
| ADOPTED | Ayes | 5 | Folts, Parson, Jones, Simmons, Stewart |
| | Nays | 0 | |

Resolved that the Board return to regular session.

The Board reconvened in regular session at 10:05 P.M.

RESOLUTION #99-11

JERUSALEM SEWAGE SUBCOMMITTEE - POSITION STATEMENT

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

| | | | |
|---------|------|---|--------------------------------|
| ADOPTED | Ayes | 4 | Folts, Jones, Simmons, Stewart |
| | Nays | 1 | Parson |

Resolved that with the support of the Town Board, Attorney Bailey be instructed to draft a position statement on the Village of Penn Yan's calculation of Jerusalem's share of the Waste Water Treatment Plant portion of the budget; and, be it further

Resolved that the draft position statement will be reviewed and approved by the Town Board prior to being read by the Jerusalem Sewage Subcommittee.

With there being no further business, on a motion of Supervisor Jones, seconded by Councilor Parson, the meeting was adjourned.

Jerusalem Town Board
May 18, 2011

Sheila McMichael, Town Clerk