

Minutes of the regular monthly meeting of the Jerusalem Town Board held on November 15, 2017 at 7:00 P.M. PRESENT were: Supervisor Killen, Councilors Anderson, Jones, Parson, Town Clerk McMichael, Highway Superintendent Martin.

Excused: Councilor Dinehart, Town Engineer Ackart.

GUESTS: Ray Stewart, Jamie Sisson, Tim Cutler, Ed Bronson, Taylor Fitch, Doug Paddock, John Christensen; *Chronicle Express* Reporter

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

A moment of silence was taken in honor of Bob Evans who recently passed. Mr. Evans was the Town Historian and previously served on our Planning Board.

RESOLUTION #229-17
CHANGES TO THE AGENDA

An Executive Session will be held to discuss specific employment status and a pending lawsuit.

RESOLUTION #230-17
APPROVAL OF MINUTES

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

ADOPTED	Ayes	4	Anderson, Jones, Killen, Parson
	Nays	0	

Resolved that the minutes of the October 18, 2017 meeting be approved with the following amendments:

Resolution #222-17: Final Relevy amounts:

Water	\$21,529.19
Sewer	\$17,461.20
Relevy Fee:	\$ 4,650.00
Total	\$43,640.39

Resolution #216-17: Resolved that the Supervisor be authorized to sign any DEC permits necessary going forward as the permit to remove the starry stonewort species may need to be renewed.

Supervisor Killen thanked the workers who volunteered and Councilor Jones and Jason Walters for donating their wet suits used while hand pulling the starry stonewort invasive species from the Sugar Creek area.

RESOLUTION #231-17
APPROVAL OF MINUTES

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

Resolved that the minutes of the October 23, 2017 meeting be approved as read.

RESOLUTION #232-17

AUDIT OF CLAIMS

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

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

General:	\$ 4,597.78
Outside Village	\$ 560.62
Highway DB:	\$ 67,657.17
Sewer:	\$ 5,861.90
Water:	\$ 5,832.33
Branchport Light	\$ 242.81
Trust:	\$118,240.29

October Utilities:

General:	\$ 992.58
Outside Village:	\$ 296.69
Highway DB:	\$ 5,217.10
Sewer:	\$36,954.79
Water:	\$ 618.34
Trust:	\$31,281.02

Supervisor Killen will work with Planning Board Chair Cutler to seek reimbursement on the Licciardello project.

RESOLUTION #233-17

SUPERVISOR REPORT

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

Resolved that the Supervisor's Report on the Town's finances for the month of September 2017 be accepted as presented.

RESOLUTION #234-17

SUPERVISOR REPORT

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

Resolved that the Supervisor's Report on the Town's finances for the month of October 2017 be accepted as presented.

TOWN OFFICIALS

HIGHWAY SUPERINTENDENT

- Written Budget Highway report on file in the Office of the Town Clerk.
- Winter preparations are underway.
- The Town will be reimbursed \$10,300.80 by Yates County Soil & Water for the Seneca Stone bill for rock lining on Stever Hill.

TOWN ENGINEER

- Notes of the November 2, 2017 KPSW meeting on file in the Office of the Town Clerk.
- Attorney Graff is preparing the necessary resolutions for the water capital project.

ASSESSOR

- Report on file.
- A lengthy discussion ensued regarding the Plan for Cyclical Reassessments. Supervisor Killen will obtain more information from the Association of Towns attorney.

COUNCIL

- The tax cap override local law will be added to the Organizational Meeting agenda. Supervisor Killen will inform Attorney Graff.

SUPERVISOR

- A constituent has requested penalties for slopes and driveways be increased to \$1,000. This will be part of the Town Board's annual review of fees.
- Highway Superintendent Martin will present his findings on the highway encroachment at 3348 West Bluff Drive to the Town Board for the December meeting.

RESOLUTION #235-17

DENTAL INSURANCE

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

ADOPTED Ayes 3 Anderson, Killen, Parson
 Nays 1 Jones

Resolved the dental insurance policy be changed from Smile Saver to DB-DOC15.

Supervisor Killen noted the coverage is similar and should comply with the terms of the Teamster's contract. We will be significantly further ahead with a savings to the Town.

Councilor Jones questioned the similarity given the cost difference as both plans are offered by Excellus. He cautioned dropping the Smile Saver as we are grandfathered into the plan and cannot change back.

SUBCOMMITTEE REPORTS

COMPREHENSIVE PLAN REVIEW

Chairman Cutler stated they are revamping the 2006 community survey that will be distributed in the winter and spring to capture our seasonal residents. Their next meeting is November 21st.

GOVERNMENT EFFICIENCIES OPERATION SUBCOMMITTEE

Councilor Anderson met with resident Joe DeGeorge on November 16th.

RESOLUTION #236-17

Declare Surplus Highway Equipment - 10' Snow King Snow Plow

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

Resolved that the 10' Snow King Snow Plow be declared as surplus equipment; and, be it, further

Resolved the proceeds from this sale be put into the Highway Equipment Reserve.

Resolution #237-17

Declare Surplus Highway Equipment - Chain Saws and Pole Saw

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

Resolved that the 240,350&455 Husqvarna, Stihl 026, and Dolmar 510 chain saws, and Stihl Pro Series Pole Saw be declared as surplus equipment; and, be it, further

Resolved the proceeds from this sale be put into the Highway DB 5140.4.

Resolution #238-17

Authorize Additional CEO Clerk Hours - Property Maintenance

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

Resolved to approve up to three additional hours a week of work by Code Enforcement Assistant (part time typist) Christie Woodworth, to address housing maintenance issues, calls, letters, arranging service of notices, tracking progress.

Pay to be the same as regular hourly rate to which Board has approved for her position at the time hours worked as of January 2018, to be reviewed in six months.

Resolution #239-17

Authorize Bedient Sand Pit Lease

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

Resolved the Supervisor be authorized to execute the 5-year Sand Pit Lease with Angela Bedient at an annual rent of \$500 and \$1.50/ton for all sand removed.

Civil Service Reclassification of KPSW

Following a lengthy discussion on the proposed intent and department structure to reclassify the KPSW Water/Wastewater Maintainers, the matter was referred back to the KPSW Committee.

Resolution #240-17

Confirm Letter of Understanding between Teamsters And TOJ

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

ADOPTED Ayes 3 Anderson, Killen, Parson
 Nays 0
 Abstain 1 Jones

Resolved the Letter of Understanding between Teamsters and TOJ be confirmed that any minor modification of civil service title will not alter contract and titles will be essentially same as positions of Water Maintainer and Sewer Maintainer. (becomes attachment to contract)

The Letter of Understanding was signed by the Supervisor on October 24, 2017.

RESOLUTION #241-17

AUTHORIZE E-ONE GRINDER PUMP SERVICE TRAINING:

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

Whereas; Environment One Corporation (E-One) is hosting a factory service training, December 5th to December 7th, 2017. The training will be at 2773 Balltown Road, Niskayuna, NY.

Whereas; Environment One Corporation (E-One) is our sole source vendor for grinder pumps. KPSW will be servicing E-One grinder pump in house in 2018.

Whereas; Water Operator, Lee Hardy will be attending. Total cost for the service training is not to exceed \$500.00, which were approved in the 2017 budget for instruction and training expenses.

Therefore be it resolved to authorize attendance for Lee Hardy, from the Sewer & Water Department, to attend the E-One factory service training. This expense to be funded from 8189.4.

RESOLUTION #242-17

Authorize Finger Lakes Water Works Conference Winter Meeting

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

Whereas; Finger Lakes Water Works Conference is hosting the Winter Meeting at Waterloo Holiday Inn, 2468 NYS Rte. 414, Waterloo, NY.

Whereas; the cost for a pre-paid, pre-registered 2017 Conference Member is \$24.00/person;

Whereas; accreditation of operator contact hours will be given for attendance;

Whereas; operator contact hours are a requirement of the NYS Department of Health for recertification;

Whereas; instruction and training expenses were approved in the 2017 budget;

Therefore be it resolved to authorize attendance for up to (5) person(s) from the Keuka Park Sewer & Water Department/Committee to

attend the Finger Lakes Water Works Conference Winter Meeting at a cost of \$24.00/person. This expense to be funded 70% from the 8340.4 and 30% by 8120.4.

RESOLUTION #243-17

AUTHORIZATION TO RESEARCH GENERATOR PURCHASE FOR THE JERUSALEM TOWN HALL

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

Whereas; with the recent event of Monday, October 23rd, 2017 power outage and loss of communication, at the Town Office, with our employees and citizens in an emergency situation;

Therefore; Lee Hardy, Keuka Park Sewer & Water Department Head is granted authorization to develop specifications to obtain two verbal quotations to purchase and install a generator power system for the Jerusalem Town Hall.

Resolution #244-17

Authorize Attendance at New Elected Officials Training

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

Resolved newly-elected Town Councilor Jamie Sisson be authorized to attend the Newly Elected Officials Training School conducted by the Association of Towns on January 17-19, 2018 in Rochester, NY at a cost of \$200 with the expense being funded by 1010.4.

RESOLUTION #245-17

2017 BUDGET AMENDMENT

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

ADOPTED Ayes 4 Anderson, Jones, Killen, Parson
 Nays 0

Whereas, the Town's Summer Recreation Program went to SeaBreeze Amusement Park on August 10, 2017; and

Whereas, SeaBreeze Amusement Park vouchers the Town for the total admissions to the park; and

Whereas, the attending recreation participants cover the cost of admission by submitting funds directly to the Town, now be it

RESOLVED that the 2017 General Budget be amended as follows

Increase Revenue code 2770 (Misc. Income)	\$1,264.00
Increase Expense code 7310.4 (recreation)	\$1,264.00

RESOLUTION #246-17

Resolution to approve supervisor to sign any needed agreements to accept electronic payments for water and sewer bills through Williamson Law, 5 Star Bank and intermediaries Payment Processing Consultants (PPC) from Pittsford NY for credit card payment

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

DEFEATED	Ayes	2	Killen, Parson
	Nays	2	Anderson, Jones

Whereas allowing payment of water and sewer bills online through credit, debit cards and e-checks would be a convenience to the customers, and

Whereas this allows a payment journal from Williamson Law would be able to directly imported into water & sewer program saving manual entry, and

Whereas allowing payment of bills electronically would reduce costs in mileage reimbursement and in time currently spent driving checks to the bank, and

Whereas many local municipalities including Towns of Phelps, Seneca Falls, Dix, Villages of Montour falls and Cohocton are already successfully allowing this service to customers, and

Therefore be it resolved that the Supervisor be authorized to sign any agreements with, Williamson Law, an intermediary payment receiver PPC , and 5 Star Bank regarding credit, debit and e-check payments, and

Further Be it resolved that payment be approved for \$345 for a web link set up be paid to Williamson Law, and annual support fee of \$220 thereafter approved,

Further be it resolved that any fee for addition of a link or of modification of TOJ website be approved.

PUBLIC COMMENT:

County Legislator Ed Bronson expressed his gratitude for the support received during the election and congratulated those who were also elected.

- The County is conducting a survey of the community regarding broadband access. Data collected will be used for marketing to provide reliable services at an affordable price to our area.
- The 2018 County budget workshop is tomorrow.
- Taylor Fitch was thanked for his years of service to our community as his term as County Legislator expires December 31st.
- State of New York Pistol/Revolver License Recertification Forms received from the County Clerk were shared. Recertification Forms are to be mailed certified/return receipt requested or done on-line by January 31st.

RESOLUTION #247-17

MOVE TO EXECUTIVE SESSION

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

ADOPTED	Ayes	4	Anderson, Jones, Killen, Parson
	Nays	0	

Resolved that this meeting be interrupted to enter into Executive Session to **discuss specific employment status and a pending lawsuit.**

Councilors-elect Ray Stewart and Jamie Sisson were asked to attend.

The Executive Session convened at 8:34 P.M.

The following information was provided by Councilor Jones:

RESOLUTION #248-17

RETURN TO REGULAR SESSION

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

ADOPTED	Ayes	4	Anderson, Jones, Killen, Parson
	Nays	0	

Resolved that the Board return to regular session.

The Board reconvened in regular session at 9:26 P.M.

RESOLUTION #249-17

CERTIARI FILING SETTLEMENT

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

ADOPTED	4	Ayes	Anderson, Jones, Killen, Parson
	0	Nays	

Resolved to settle Wilmot vs. Town Assessor, Index No. 2017-0138, we accept the proposal from Wilmot's attorney sent to Attorney Paul Keneally at Underberg & Kessler, LLP.

Jerusalem Town Board
November 15, 2017

With there being no further business, the meeting was adjourned at
9:32 P.M.

Sheila McMichael, Town Clerk