

Minutes of the regular monthly meeting of the Jerusalem Town Board held on January 16, 2008 at 7:00 P.M. PRESENT were: Supervisor Jones, Councilpersons Folts, Hopkins, Simmons, Stewart, Town Clerk McMichael.

Excused: Highway Superintendent Payne, Town Engineer Ackart.

GUESTS: Tom & Sue Close, Taylor Fitch, George Sproule, Jim Fitzgibbons, Bill Pringle and several other unidentified guests.

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

RESOLUTION #21-08

APPROVAL OF MINUTES

On a motion of Councilperson Hopkins, seconded by Councilperson Folts, the following was

ADOPTED Ayes
 Nays

Resolved that the minutes of the December 19, 2007 regular meeting and the January 3, 2008 organizational meeting be approved as read.

Supervisor Jones announced the conduct for the public hearing.

RESOLUTION #22-08

MOVE TO SCHEDULED PUBLIC HEARING - PROPOSED CHANGES TO THE NOTICE OF HEARING REQUIRED IN CASES BEFORE THE ZONING BOARD OF APPEALS

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

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

With proof of notice having been duly published and posted, Supervisor Jones opened the Public Hearing at 7:03 P.M. He provided a summary of the proposed amendments to Section 160-73 of the Zoning Code.

No one wished to comment.

RESOLUTION #23-08

AUDIT OF CLAIMS

On a motion of Councilperson Stewart, seconded by Councilperson Hopkins, the following was

ADOPTED Ayes 4 Folts, Hopkins, Jones, Stewart
 Nays 0
 Abstain 1 Simmons

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

General: \$14,098.63

Highway DA: \$ 288.00
Highway DB: \$ 2,234.02
Sewer: \$ 2,169.87
Water: \$50,537.32
Brnpt. Light: \$ 257.00

Purchase Orders:

Berean Business Services - \$2307.16 to order a flat screen monitor, software for server and cartridge for back-ups.

Hewlett-Packard - \$896.00 to order a computer for the Assessor's office.

Purchase orders are done at this time in order to expend funds out of the 2007 budget.

December Utilities: General: \$5608.54
 Sewer: \$ 541.31
 Water: \$1264.95
 Brnpt. Light: \$ 257.00

RESOLUTION #24-08
SUPERVISOR'S REPORT

On a motion of Councilperson Folts, seconded by Councilperson Hopkins, the following was

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

Resolved that the Supervisor's Report on the Town's finances for the month of December 2007 be accepted as presented.

REPORT OF TOWN OFFICIALS
HIGHWAY SUPERINTENDENT

Written report of roadwork for the month of December 2007 on file in the Office of the Town Clerk.

TOWN ENGINEER

Written report on file in the Office of the Town Clerk.

COUNCIL

- Councilperson Stewart provided an update on Code Enforcement Officer John Phillips' son who was in a recent car accident.
- Assessor Butch Comstock is periodically holding informational meetings for the public to discuss taxes and assessments.
- Supervisor Jones read a letter from the New York Rural Water Association addressed to Water Maintainer Gary Dinehart notifying us that the Town of Jerusalem has been selected to receive **The Water System of the Year Award**. The award will be presented at the Annual Technical Conference on May 21, 2008 in

Kerhonkson, New York. Councilperson Stewart commended the Water Department employees, Gary Dinehart, Paul Enos and Carrie Wheeler as this Award is something for all of us to be proud of.

- Supervisor Jones stated a letter has been sent to property owner Eileen Farrar on Sylvan Drive regarding her failed septic system. She is in violation of the conditional discharge and is to appear on Town Court on January 21.
- Supervisor Jones continues to work to establish an Interview Committee and related protocol, while addressing concerns received from various Board members. Councilperson Folts and Councilperson Simmons currently serve as the Planning and Zoning Board liaisons. They will work with Supervisor Jones to decide which two of them will serve on the Interview Committee. There were no issues with the composition of the proposed Grievance Board. Information from the New York State Department of Civil Service, "How To Conduct A Job Interview" will be obtained from the County. After considerable discussion, it was decided to advertise all openings. Letters of interest will be valid for one year and candidates will be re-interviewed. The Interview Committee will submit their written recommendations to the Town Board. Term limits were discussed, but have not been addressed in the past because there has been limited interest in serving on the Boards.

RESOLUTION #25-08

ACCEPT INTERVIEW COMMITTEE PROCEDURE

On a motion of Supervisor Jones, seconded by Councilperson Hopkins, the following was

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

Resolved that the Interview Committee procedure be accepted.

SUBCOMMITTEE REPORTS

ZONING REVIEW SUBCOMMITTEE:

No report at this time.

SUBDIVISION SUBCOMMITTEE:

Subcommittee Chair, Jim Barden stated they will be meeting January 22. The Town of Gorham Code Enforcement Officer will present to the Subcommittee on his 11 years of experience working with Gorham's subdivision regulation. The Subcommittee will also determine their level of satisfaction with the final draft regulations that reflect all the changes from their extensive review. They will then decide the next step which will most likely be a public information meeting followed by public hearing and enactment.

WIND FARM SUBCOMMITTEE:

Councilperson Simmons stated the Subcommittee will be meeting a week from Monday. They are looking at March 27 to hold a public

information meeting at Keuka College. Jim Fitzgibbons presented his comments to the Subcommittee as discussed at the November 14 Town Board meeting. Possibly a couple others will also be presenting to the Subcommittee.

SLOPES SUBCOMMITTEE:

Councilperson Folts stated the proposed slopes regulations are being reviewed by Town Attorney Bailey. We expect them to be presented to the Planning Board next month.

RESOLUTION #26-08

REFER PROPOSED HARBOR VIEW RESIDENTIAL DEVELOPMENT TO PLANNING BOARD

On a motion of Supervisor Jones, seconded by Councilperson Hopkins, the following was

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

Resolved that the proposed Harbor View residential development, 42 West Lake Road, Branchport be referred to the Planning Board for their recommendations.

RESOLUTION #27-08

2008 BUDGET AMENDMENT FOR YEAR-END HOURLY PAYROLL

On a motion of Councilperson Hopkins, seconded by Councilperson Stewart, the following was

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

Whereas, 2008 is a Leap Year and the regular Bi-Weekly pay schedule for hourly employees will result in one additional payroll (December 31,2008); and

Whereas, during the budget process, this additional payroll was not taken into consideration; now, therefore,

BE IT RESOLVED that the 2008 budget be amended for each of the following funds

General Fund:

1990.4-Contingent be reduced by \$ 1,450.00
1430.1-Personnel be increased by \$ 1,340.00
9030.8-SS/Med be increased by \$ 110.00

Highway DB Fund:

9901.9-Interfund Transfer be reduced by \$12,060.00
5142.1-Snow Removal be increased by \$ 11,200.00
9030.8-SS/Med be increased by \$ 860.00

Highway DA Fund:

9901.9-Interfund Transfer be reduced by \$ 1,238.00
5130.1-Machinery be increased by \$ 1,150.00

9030.8-SS/Med be increased by \$ 88.00

Sewer Fund:

1990.4-Contingent be reduced by \$ 4,00.00
8110.1-Administration be increased by \$ 935.00
8120.1-Sanitation be increased by \$ 2,780.00
9030.8-SS/Med be increased by \$ 285.00

Water Fund:

1990.4-Contingent be reduced by \$ 1,857.00
8310.1-Administration be increased by \$ 470.00
8340.1-Transmission be increased by \$ 1,255.00
9030.8-SS/Med be increased by \$ 132.00

RESOLUTION #28-08

AMEND RESOLUTION #185-07

On a motion of Councilperson Stewart, seconded by Councilperson Hopkins, the following was

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

Whereas there is a need to correct the original budgetary year-end transfers for the Highway DB fund due to a correction of the Suburban Energy expense; and

Whereas the Highway DA fund should have paid the Suburban Energy expense and not the Highway DB fund; now, therefore, be it

Resolved that the following budgetary year-end transfer be corrected to state the following:

From:	9901.9 Interfund transfer	\$3,226.40
To:	5110.4 General Repairs	\$1,965.51
	5140.4 Brush	\$1,260.89

RESOLUTION #29-08

APPROVE FINAL YEAR END TRANSFERS 2007

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

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

After Paying for 2007 Bills at this January 16, 2008 Regular Town Board Meeting

General Fund:

From:	1990.4 Contingent	\$134.12
To:	1010.1 Town Board	\$.32
	1110.1 Justice	\$.16
	7510.4 Historian	\$ 45.97
	8010.4 Zoning	\$ 42.35

8020.1 Planning \$ 45.32

Highway DA:

From: 5130.4 Machinery \$4,042.65

To: 5142.4 Snow \$4,042.65

From: 9030.8 SS/Med \$ 8.20

To: 9010.8 Retirement \$ 8.20

Sewer:

From: 1990.4 Contingent \$3,492.98

To: 8120.1 Sanitary Sewer \$3,373.32

9030.8 SS/Med \$ 119.66

RESOLUTION #30-08

PLANNING BOARD APPOINTMENT - MARY CORIALE

On a motion of Councilperson Simmons, seconded by Councilperson Folts, the following was

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

Resolved that Mary Coriale be appointed to the Planning Board for a seven year term through December 31, 2014.

ANNUAL REVIEW OF JUSTICE BOOKS

The Town Justice books for 2007 were made available for their annual review.

ANNUAL REVIEW OF THE SUPERVISOR'S REPORTS

A summary sheet of the 2007 Supervisor Reports was made available for their annual review.

RESOLUTION #31-08

APPROVE WAGER PROPOSAL

On a motion of Councilperson Stewart, seconded by Councilperson Hopkins, the following was

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

Resolved that Raymond F. Wager, CPA, P.C. be engaged to assist the Town with the review of sewer fund costs associated with month billing for sewer treatment services on an as-needed basis at an hourly rate of \$125 and not to exceed \$1,000 through the term of the agreement.

CORRESPONDENCE FROM LYNN SIMMONS - MORATORIUM ON THE ISSUANCE OF CERTAIN BUILDING PERMITS

Lynn Simmons, 2582 County Woods Road, expressed his concerns in a letter to the Town Board and requested their advice on the pending

sale of his 4-acre parcel and the six-month moratorium on the issuance of building permits for new structures on lots in the Town that do not have the required minimum frontage on a public highway for building as required by the zoning ordinance of the Town. Local Law No. 4 of 2007 was enacted in September and filed by the Department of State on October 1, 2007. It was explained to Mr. Simmons that the moratorium was enacted to allow time to consider our various options relating to this issue and adopt appropriate legislation to regulate land use. The Subdivision Subcommittee has been working diligently and proposed regulation is forthcoming.

ANNOUNCEMENT - DINNER IN RECOGNITION OF JIM JAMESON

Councilperson Stewart will be distributing flyers on a dinner to honor Zoning Board Chair Jim Jameson on February 4th. Mr. Jameson served the Town, 1991-2007.

RESOLUTION #32-08

CLOSE PUBLIC HEARING

On a motion of Councilperson Stewart, seconded by Councilperson Hopkins, the following was

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

Resolved that the Public Hearing on the proposed changes to Zoning Code Section 160-73 be closed at 8:16.

MISCELLANEOUS COMMENTS

- Councilperson Simmons suggested discussions be held with the County on joint services and volume discount purchasing. County Legislator Fitch will follow-up on this.
- Councilperson Simmons was approached by a resident who stated her concern with the growing number of crows in the area.
- Bill Pringle suggested the Town consider installing global positioning systems on all Town vehicles as a cost-saving measure. He will provide further information on this to Supervisor Jones.
- Mr. Pringle again questioned the water capital charges which were discussed previously during the December Town Board meeting by Town Engineer Ackart.
- Councilperson Stewart requested items needing research and response to the public be called into the Supervisor to be placed on the Town Board agenda.
- John Welsh submitted a proposal to provide Fire Safety Inspection services to the Town. This matter will be tabled until the February meeting.
- Supervisor Jones stated a meeting will be held Friday with Attorney Jason DiPonzio regarding the adult entertainment regulation issues.

Jerusalem Town Board
January 16, 2008

With there being no further business, on a motion of Councilperson Stewart, seconded by Councilperson Hopkins, the meeting was adjourned at 8:45 P.M.

Sheila McMichael, Town Clerk