

Minutes of the regular monthly meeting of the Jerusalem Town Board held on January 20, at 7:00 P.M. at the Jerusalem Town Hall. PRESENT were: Supervisor Jones, Councilpersons Folts, Simmons, Stewart, Highway Superintendent Payne, Town Engineer Ackart, Water/Sewer Clerk Carrie Wheeler.

GUESTS: William Pringle, Roger Williams, Taylor Fitch, Bob Morse, Melanie Steinberg, Peter Gamba, Susan Close, Tom Close, Nicole Landers, George Mattewson, Jim Fitzgibbons, Marcia English, David English, Janet Williams, Vaughn Baker, and Doug Paddock.

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

RESOLUTION #31-10

APPROVAL OF MINUTES

Tabled until the February Meeting.

RESOLUTION #32-10

AUDIT OF CLAIMS - 2009 YEAR END and JANUARY 2010

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

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

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

2009 Year End:

General:	\$14,881.95
Highway DA:	\$ 229.13
Highway DB:	\$ 8,570.43
Sewer:	\$18,997.57
Water:	\$ 2,489.79
Trust:	\$ 2,995.00

January 2010:

General:	\$10,567.96
Highway DB:	\$ 499.19
Light:	\$ 209.84
Sewer:	\$ 1,041.57
Water:	\$33,612.27

RESOLUTION #33-10

YEAR END 2009 TRANSFERS

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

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

Resolved that the following 2009 Year End budget transfers be approved:

General

From 1990.4 Contingent Account

To

1010.1	Town Board	\$.32
1110.4	Justice	\$	547.79
1330.4	Tax Collector	\$	173.09
1355.1	Assessor	\$.08
1670.4	Printing/Mailing	\$	253.23
3989.4	Public Safety	\$	2964.40
5010.1	Highway Super.	\$.17
8010.1	Code officer	\$.24
8020.1	Planning Board	\$	248.41

General Outside Village

From 4020.4 Registrar

To 4020.1 Registrar \$.02

Highway DA

From 5142.4 Snow Removal

To 9060.8 BCBS \$ 247.10

Highway DB

From 5142.4 Snow Removal

To 9060.8 BCBS \$1526.08

Sewer

From 1990.4 Contingent

To	8110.1	Administration	\$	1675.26
	8110.4	Administration	\$	1893.63
	8130.4	Treatment	\$.74
	9030.8	SS/Med	\$	111.85
	9060.8	BCBS	\$	383.23

Water

From 1990.4 Contingent

To	8310.1	Administration	\$	1675.26
	8320.4	Transmission	\$	569.22
	9030.8	SS/Med	\$	113.07
	9060.8	BCBS	\$	468.27

Councilman Parson asked for a breakdown of the administration cost for water and sewer. Supervisor Jones responded that in the .1, it was due to office coverage during the Water/Sewer Clerk's Maternity Leave and in the .4 it was due to attorney fees.

RESOLUTION #34-10
SUPERVISOR REPORT

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

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

Resolved that the Supervisor's Report on the Town's finances for the month of December 2009 be accepted as presented.

MARCELLUS SHALE GUEST SPEAKER

Peter Gamba presented the following report:

Report to the Town of Jerusalem on the activities of The Yates
County Marcellus Shale Task Force 1-20-10

The Yates County Marcellus Shale Task Force was created to address the environmental and infrastructure concerns that would arise from gas drilling in the Marcellus Shale below the community. The committee is comprised of representatives from each of the towns surrounding Keuka Lake and members of Cornell Cooperative Extension.

I am a representative on the committee from the Town of Jerusalem.

The committee has been looking at the "Draft Supplemental Generic Environmental Impact Statement (DSGEIS) Regarding Gas Drilling in New York State. The DSGEIS would be the governing environmental-DEC- document for Marcellus Gas Drilling in the state.

Public comments to the (DSGEIS) were extended to Dec 31, 2009 because of great public and political pressure. The extension was driven by concerns that the DSGEIS document is big, 800 pages, there had not been enough time to review it properly.

Many areas in NYS have stated that they do not want this type of drilling in their area. The list is growing. NYC area watershed. Syracuse and Skaneateles Lake and the 2000 member union of the DEC to name a few.

The Yates Task Force reviewed the DSGEIS and made the following recommendations in the following areas:

1. Stormwater Pollution Prevention Plan Review, Compliance and Enforcement
2. Equal Protection of Water Supplies
3. Protection of Agricultural Lands and Coordination with NYSDAM
4. Quality of Life/Agritourism Concerns
5. Community Health and Safety
6. Road Use Agreements

Attached is a copy of the DSGEIS response sent to the DEC from the chairman of the Yates County Legislature.

Other activity the Task force has undertaken is to create a draft statement on road usage and management.

The primary focus of the document is to create rules, fees, bonds/credits and a review and evaluation process. This process would evaluate the roads prior to use and thus be able to assess damage caused by the high density traffic of drilling and protect the county and towns from the cost associated with that traffic.

Attached is the County draft and a draft that was done concurrently for Jerusalem by George Mathewson. He is here and will speak about his proposal.

And finally I would like to inform you about the proposed request to the Town of Pulteney by Chesapeake Energy and the DEC to inject into an abandoned gas well in Pulteney drilling waste water from NY and PA.

The well is a ½ mile from the shores of Keuka Lake and approximately 1.5 miles north of the Town of Pulteney. It is on the Keuka Lake Wine Trail. The well is a concern to the task force because it has the potential to endanger the lake water and the access roads used to transport the waste water.

The access roads go through the towns of Pulteney, Jerusalem, Bath, Hammondsport, Branchport and Prattsburgh. None of those towns or any of the Yates county departments was contacted concerning this activity which is usually the protocol. The Steuben County Soil and Water department was not included.

Action has been taken by Yates and Jerusalem to include the proper departments via a letter to the DEC.

Thank you,

Peter Gamba - Branchport, NY

Supervisor Jones spoke in regards to the application that the Town of Pulteney has for a proposed wastewater disposal facility in the Town of Pulteney. He has mailed a letter to Lisa Porter, NYS DEC, as follows:



Town of Jerusalem

www.jerusalem-ny.org

3816 Italy Hill Road
Branchport, NY 14418

Daryl H. Jones
Supervisor
315-595-2287

Town Council:
Michael Folts
Max Parson
Neil Simmons
Raymond Stewart

Sheila McMichael
Town Clerk
315-595-6668

Robert Payne
Highway Superintendent
315-595-2877

Alan Comstock
Assessor
315-595-2840

John Phillips
Code Enforcement Officer
315-595-2284

Matthew Davison
Justice
315-595-6102

Water/Sewer Department
315-595-6657

Fax: 315-595-2707
Fax: 315-595-2558
1-800-662-1220 TDD

Monday - Friday

January 15, 2010

Ms. Lisa M. Porter
New York State Department of Environmental Conservation
Environmental Permits, Region 8
6274 East Avon-Lima Road
Avon, New York 14414-9516

RE: DEC ID# 8-4662-00202/00001- Bergstresser Brine Disposal Facility

Dear Ms. Porter:

On 1/12/10, Yates County and the Town of Jerusalem governments were notified, through a chain of e-mails from concerned citizens, of a proposed wastewater disposal facility in the Town of Pulteney. This news was very alarming and further research revealed that the NYSDEC has received a permit application from Chesapeake Appalachia LLC for a State Pollutant Discharge Elimination System permit for subsurface disposal of brine.

Reference is made to a January 15, 2010 letter from Yates County Legislature Chairman H. Taylor Fitch asking DEC to include several Yates County Agencies on the list of "Interested Agencies". The Town of Jerusalem hereby formally requests that said status be granted to the Town of Jerusalem for the purposes of SEQ. R.

Jerusalem is directly contiguous to the northern boundary of Pulteney, and has several miles of Keuka Lake perimeter. The quality and sanctity of Keuka Lake are crucial for water supply, tourism and the regional wine industry. In addition to the ecologic concerns, Jerusalem would also be significantly effected by the heavy truck traffic.

Thank you for your attention to this matter. Don't hesitate to contact me should you need any more information.

Sincerely,

Daryl Jones, Supervisor
Town of Jerusalem

cc: Senator George Winner
Assemblymember Jim Bacalles



Equal Opportunity Employer.
Discrimination is prohibited by Federal
law. Complaints of discrimination may
be filed with the Secretary of
Agriculture, ITRDA, Washington.

Congressman Eric Massa
Yates County Legislature
Sarah Purdy, Yates County Administrator
Peter Landre, Director, Yates County Cornell Cooperative Extension
Jim Balyczak, Director, Yates County Soil and Water Conservation
Robert Corcoran, President, Keuka Lake Association
Board of Directors, Keuka Watershed Improvement Cooperative

Peter Gamba stated that the Town could help by adopting a Road Ordinance and establishing fees. He then turned the meeting over to George Mathewson.

Mr. Mathewson commented on the permit application that the New York State Department of Environmental Conservation office has received from Chesapeake Appalachia LLC known as the Bergstresser Brine Disposal Facility Project intended to be used for subsurface disposal of water associated with the exploration and production of oil and gas.

He distributed a draft proposal for a Town of Jerusalem Road Preservation Ordinance along with a coversheet that outlined this ordinance and the effects it would have if adopted by the Town Board-as follows:

EFFECT OF PASSING -Jerusalem road ordinance:

1. Requires that project sponsor notify Town of Jerusalem before each new project
2. And obtain a road use permit
3. And obtain a bond guaranteeing no damage to roads from their truck usage
4. And fill Out a Work Sheet disclosing intended use of Town roads and
5. Obtain a video Documentation of pre-existing condition of Town roads and
6. To provide notice of project completion and apply to Highway Superintendent for a preliminary release of bond, and
7. Obtain a final release of bond when project is done

ROAD PRESERVATION LAW

Town of Jerusalem

Road Preservation local law

Jan. 20, 2010*

Section I Purpose

Section II -Applicability

Section III -Definitions

Section IV - General Provisions

Section V Seismic Testing Special Conditions

Section VI Other Special Conditions

Section VII-Fees

Section VIII-Appeals

Section IX Request for Variance

Section X Invalid Segment

Section XI Effective Date

Attachment A Application Worksheet

Attachment B-Fee Schedule

Section I: PURPOSE

The purpose of this law is to maintain the safety and general welfare of Town residents by regulating certain commercial activities that have the potential of causing damage to Town roads and right of ways, and thus increasing Town expenses and budget. The intent of this law is to protect the Town Roads and right of ways from damage, and to prevent the roads from falling into permanent disrepair. Well maintained roads and road right of ways are also important to the economic well-being of the Town. Therefore the Town of Jerusalem hereby enacts the following Road Preservation Law pursuant to the provisions of the Municipal Home Rule Law.

Section II: Applicability

The Jerusalem Town Board delegates to the Jerusalem Highway Superintendent the responsibility for assuring that certain industrial and commercial activities do not have an adverse impact on public roads and right of ways.

Section III: Definitions

1. High Frequency, high impact Industrial Truck Traffic. Traffic to and from a single industrial project or location that generates more than 10 truck trips per day on Jerusalem Town roads for more than 4 consecutive days, involving trucks that exceed 20 tons (truck and load combined) that could impact Town roads and road right of ways. Any seismic testing by vibratory trucks (aka "thumper trucks") is considered high frequency, high impact truck traffic.
2. Bond: A commercial bond to ensure that the condition of the town roads impacted by the high frequency, high impact truck traffic is left in as good condition or better at the completion of the industrial project as at the start of the project.
3. Industrial Use: Any business usage of the Town Roads or right of ways for the purpose of furthering a manufacturing, drilling or mining purpose, subject to the following exception:
 - A. Use of Town roads for municipal, farming, or building construction purposes shall not be included within the definition of "industrial", and shall not be classified as an industrial use.
4. Road Preservation local law worksheet (Appendix A) : A worksheet must be filled out by the hauling contractor or project manager, summarizing the new project, project location, start and completion dates, the expected maximum gross vehicle weight for the project, proposed truck routes through the Town, and any other information that the Town Highway Superintendent deems to be necessary.
5. Preliminary bond release: At the end of the project, a preliminary bond release may be given by the Town Highway Superintendent based on satisfactory road conditions at project completion.
6. Final Bond Release: A final release of the Bond must be approved by the Jerusalem Town Board before issuance.

SECTION IV: General provisions:

1. Prior to the start of any project that involves high frequency, high impact; industrial truck traffic that could have an impact on Jerusalem Town roads or right of ways, a permit must be obtained from the Town of Jerusalem. In each instance, the bond amount shall be determined by the Jerusalem Town Board, based on the potential damage to be incurred to Jerusalem Town roads and the cost of repairing such damage, and the amount of such bond shall be listed with the Jerusalem Town clerk. In addition a copy of the actual bond must be delivered to the Town Clerk in no less than 7 days. The amount of such bond, nevertheless, may be changed upon approval of a resolution to that effect by the Town Board. In every instance, a completed copy of the Worksheet attached hereto shall be delivered to the Highway Superintendent, with the amount of the current bond noted thereon, before the issuance of any Road Permit.
2. The Town Highway Superintendent will decide if the scope of the work is such that a bond is required. If no bond is required, the RPLL is approved by the Highway Superintendent and becomes the work permit.
3. If the Highway Superintendent determines that a bond is required, the bond must be made payable to the Town of Jerusalem and the processing fee for obtaining it must be remitted to the Town Clerk. The work sheet will then be approved by the Highway Superintendent and becomes the Work Permit.
4. Upon issuance of the Work permit and prior to the commencement of the work, the hauling contractor or project manager will arrange for video documentation of the condition of the roads, shoulders, and all structures (bridges, culverts, etc.) that will be traversed by the permitted traffic. The video documentation will be conducted by an independent third party and will be submitted to the Town Supervisor prior to the commencement of the work. Failure to submit the required video documentation will result in immediate revocation of the work permit.
5. Upon completion of the project, the hauling contractor or project sponsor will apply to the Highway Superintendent for a preliminary bond release. Upon inspection of the work site, as necessary, and the condition of the applicable roads and structures, and making a preliminary finding that no repairs will be required, the Highway Superintendent may provide the preliminary release of the bond. If the release is not approved, the Superintendent will document the repairs that must be accomplished in order for the Bond to be released. In that event, the hauling contractor or project sponsor will correct and remedy the specified problem items at their own expense, or pay for such work to be done by the Town of Jerusalem, and then re-apply for a bond release. Final Bond Release must be approved by the Town Board in all cases.
6. If the hauling contractor or project sponsor does not comply with the worksheet or other conditions, and operates outside the parameters specified on the worksheet, any law enforcement officer

or Code Enforcement Officer shall have the authority to shut the project down immediately.

7. In that event, the hauling contractor or project manager, and/or their employer or company shall be financially responsible for the repair of any damage that has occurred to the Town roads or right of ways. Or, in the event that any work has been done without a permit, and damage has occurred to the Town Roads as the result thereof, the project manager or the hauling contractor shall be responsible for the cost of any resulting repairs, either individually or in their corporate capacities.

SECTION V: SEISMIC TESTING SPECIAL CONDITIONS;

The hauling contractor or project manager or sponsor shall supply proof of the obtaining of a liability insurance policy co-naming the Town of Jerusalem, specifically covering any damage from the use of such seismic testing equipment in the town, in the amount of at least 3 million. Furthermore, in the event of any later termination of such coverage, the Town shall be notified 30 days prior to the termination of such coverage.

Section VI. OTHER SPECIAL CONDITIONS;

1. In no event shall vehicles or equipment be parked, stored, or located outside of any road right of ways or boundaries, nor block access to the property of neighboring landowners.

2. Traffic will be maintained on Town roads in accordance with the Uniform Traffic Control Manual.

3. No ATVs or Four-wheelers will be allowed to operate in or on Town roads or road right-of-ways.

4. The hauling contractor or project sponsor, or their employers, shall be responsible for any and all repairs resulting from damage caused by their operations on any town roads or property

5. This town law applies during the period of the entire project duration or road use that induces high frequency, high impact traffic, as defined above.

6. If any of these conditions are not met, the permit already issued is automatically voided, and all work shall cease immediately.

SEXCTION VII: FEE

A non-refundable processing fee as shown in the Town of Jerusalem Fee Schedule, made payable to the Town of Jerusalem, must accompany each Worksheet submitted to the Highway Superintendent. A new worksheet must be filed out for each new well drilled, and a separate fee submitted with each.

VIII. APPEALS

Any contractor, project sponsor, or manager has the right to appeal any decision made under this law to the Jerusalem Town Board.

IX REQUEST FOR VARIANCE

Any request for variance from the standards set forth in this Town Law shall be made to the Jerusalem Town Board in writing and shall contain the grounds upon which the appellant relies for requesting the variance, including allegations of any facts upon which the appellant will rely. Where the Jerusalem Board finds that due to special circumstances a waiver of certain requirements as stated in Sections IV, V. or VI is justified, then a variance may be granted. No variance shall be granted, however, unless the Town Board finds and records in the Minutes that a.) granting the variance would be in keeping with the intent and spirit of this local law and is also in the best interests of the community, (b) there are special circumstances involved in the particular case; (c) denying the variance would result in undue hardship to the applicant, provided that such hardship was not self-imposed (d) and the variance is the minimum necessary to accomplish the purpose.

Section X: Invalid Segment

Should any section or provision of this Local Law be declared invalid by any court of law of competent jurisdiction, such decision shall not affect the validity of this Local Law or any part thereof, other than the part declared invalid.

Section XI: EFFECTIVE DATE

This Local Law shall take effect upon filing with the State of New York.

- This Local Law was prepared by George A. Mathewson, Esq., a member of "Preserve the Finger Lakes", upon special request. If you wish to discuss this further, you may reach him at 536-4052.

Councilman Simmons asked Mr. Mathewson if the Town could regulate the materials coming from Pennsylvania. George Mathewson said that the Town could apply Chapter 123 of the Local Law to Prohibit Transportation of high-level Radioactive Waster Including Spent Fuel Rods, adopted 4-2-1979. However, this would apply to industrial waste only.

Town Engineer Ackart spoke and expressed to the Town Board that he had some strong concerns regarding this application. He felt that the Town's best defense would be to regulate the waste coming in. He also said he would like to see municipalities pool together and form a consortium to develop uniform regulations.

Councilman Stewart said that he agrees with the information contained in the letter written by Taylor Fitch, Yates County Legislator to NYSDEC, and wondered why NYSDEC omitted the Town Of Jerusalem and so many others, when naming those "interested

agencies" in regards to the Chesapeake Appalachia LLC application for a State Pollutant Discharge Elimination System permit.

Concerned resident, Melanie Steinberg, referred to the December 18, 2009 letter written by the NYSDEC to Bill Weber, Supervisor for the Town of Pulteney, that lists the interested agencies as: New York State Department of Transportation, Steuben County Department of Public Works, New York State Office of Parks, Recreation, and Historic Preservation, U.S. Army Corps of Engineers, and US Environmental Protection Agency.

Councilman Simmons stated the Town could amend our 1979 Law to regulate this type of application.

Town Engineer Ackart spoke to the amount of water required when drilling the wells. If the applicant takes more than 100,000 gallons, they will be required to get a permit from DEC.

Yates County Legislator Doug Paddock suggested that the Town Board work with Yates County because they already have a Road Use Ordinance in place. The Town Board asked Taylor Fitch to take the lead on this. Highway Superintendent Payne requested a copy of the Road Ordinance drafted by Mr. Mathewson and asked if this had been offered to all the Towns in the County. He suggested that the Town Board talk to the Town of Barrington, because they had some problems with weight limits on roads and state funding.

Resolution #35-10

RESEARCHING TO UPDATE JERUSALEM 1979 LOCAL LAW TO PROHIBIT TRANSPORTATION OF HIGH-LEVEL RADIOACTIVE WASTE

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

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

Resolved the Jerusalem Town Board requests Yates County take the lead in researching the possibility of updating the 1979 Jerusalem Local Law to Prohibit Transportation of high-level Radioactive Waste Including Spent Fuel Rods, to include toxic waste and provide the Towns with a uniform County Wide Road Ordinance; and be it further

Resolved that, the Jerusalem Town Board directed Jerusalem Highway Superintendent to work with the Yates County Highway Superintendent and other Highway Superintendents on this project.

REPORT OF TOWN OFFICIALS
HIGHWAY SUPERINTENDENT

- January 2010 Highway Budget Report for Winter, Snow, and Ice Removal distributed to Town Board
- 2009 Highway Funds ended under budget partially due to a reduction in material cost.

TOWN ENGINEER

- Town Engineer Ackart reported that the Keuka Park Water Department will work to identify and assess the private water mains that are located in Keuka Park.
- There was an operational failure at the State Park Pump Station that has been resolved
- Programmable modules at the State Park Pump Station have failed. They continue to be a major part of maintenance cost and are not covered under any warranty.

RESOLUTION #36-10

GRINDER PUMP MEMORANDUM OF AGREEMENT

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

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

Whereas the Town Of Jerusalem Sewer Department owns and maintains the E-1 Grinder Pumps in Sewer District #2; and

Whereas the Town of Jerusalem is responsible for the service, removal, replacement and repair of the E-1 Grinder Pumps in the Keuka Park Sewer District #2; and

Whereas the current Memorandum of Agreement between Dean Roberts and the Town of Jerusalem has expired; and

Whereas Dean Roberts would like to renew the Memorandum of Agreement to service, remove, replace and/or repair of the E-1 Grinder Pumps in the Keuka Park Sewer District #2; and

Whereas the Town of Jerusalem wishes to renew the Memorandum of Agreement for an additional 2 years; now, therefore be it

Resolved that the Town Board authorizes Daryl Jones to sign the Grinder Pump Memorandum of Agreement between the Town of Jerusalem and Dean Roberts for a term of 2 years.

RESOLUTION #37-10

AUTHORIZE ATTENDANCE TO FINGER LAKES WATER WORKS CONFERENCE

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

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

Whereas; the Finger Lakes Water Works Conference is holding an Annual Business Meeting, Thursday, February 4, 2010 at Club 86, in Geneva, NY;

Whereas; the cost of a pre-paid, pre-registered 2010 Member is \$21.00/person; and

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

Whereas operator contact hours are a requirement of the NYS Department of Health for recertification; now therefore, be it

Resolved to authorize attendance of (1) person from the Water / Sewer Department to attend the Finger Lakes Water Works Annual Business Meeting at a cost of \$21.00.

POLICY CHANGE

Councilman Folts asked that the Town Board be kept abreast of policy changes whenever there is a policy change to ensure their ability to respond to public comment.

SUPERVISOR

Supervisor Jones reported that a joint meeting has been scheduled for Monday, January 25 at 1:30PM at the Village Hall for the Penn Yan Village Board, Jerusalem Town Board, and the Penn Yan Municipal Board. Supervisor Jones said that the meeting date and time had been set based on the request of the Mayor.

Supervisor Jones assigned the 2010 Committees which are as follows:

2010 COMMITTEE ASSIGNMENTS

ASSESSMENT / ASSESSOR:

1. Max Parson
2. Neil Simmons
3. Alan Comstock

BUDGET / FINANCE:

1. Town Board
2. Town Clerk
3. Town Highway Superintendent
4. Budget Officer

BUILDING / GROUNDS:

1. John Phillips
2. Robert Payne, Highway Barns

3. Daryl Jones

CODE ENFORCEMENT / CODE OFFICER

1. Max Parson
2. Daryl Jones
3. John Phillips, Code Enforcement Officer

TOWN CLERK / TAX COLLECTOR:

1. Mike Folts
2. Ray Stewart
3. Sheila McMichael

TOWN JUSTICE

1. Max Parson
2. Neil Simmons
3. Matthew Davison, Town Justice

TOWN HIGHWAY:

1. Neil Simmons
2. Mike Folts
3. Robert Payne, Highway Superintendent

PLANNING / ZONING:

1. Mike Folts
2. Max Parson
3. Elaine Nesbit, ZBA Clerk

RECREATION:

1. Mike Folts
2. Neil Simmons
3. Beverly Eggleston - Recreation Director

PERSONNEL:

1. Daryl Jones, Town Supervisor
2. Sheila McMichael, Town Clerk
3. Robert Payne, Highway Superintendent
4. Phil Bailey, Town Attorney
5. Ray Stewart, Town Board

PUBLIC RELATIONS:

1. Neil Simmons, Town Board
2. Daryl Jones, Town Supervisor
3. Sheila McMichael, Town Clerk
4. Robert Payne, Highway Superintendent
5. Wayne Ackart, Town Engineer / Safety Officer
6. Philip Bailey, Town Attorney

SEWER AND WATER:

1. Ray Stewart

2. Mike Folts
3. Wayne Ackart, Engineer
4. Gary Dinehart, Working Foreman
5. ALTERNATE: Daryl Jones

SUNSHINE FUND:

1. Ray Stewart
2. Sheila McMichael
3. Jennifer McKay

BUDGET OFFICER

Supervisor Jones, read the following letter.

January 20, 2010

Appointment of Budget Officer

STATEMENT AMENDED 2/17/2010 - FIRST PARAGRAPH DELETED

At the Organizational Meeting, it is my understanding Councilman Simmons made a motion to appoint Charles Bastian, of Bernard Donegan's Office, as Budget Officer for the Town of Jerusalem. Per Town Attorney Phil Bailey the appointment of Mr. Bastian cannot take place because he is not a resident of the Town of Jerusalem. Financial Assistance has already been allocated in the 2010 Budget (1340.4).

Section 103 para. 2 of Town Law States that "the Supervisor may appoint any person, including a town officer or employee, other than a member of the Town Board, to be Budget Officer".

Since Mr. Bastian is not eligible to be Budget Officer in the Town of Jerusalem, I reached out to the Public Sector.

It is with great pride to appoint Susan Close, who resides at 613 East Bluff Drive, with her husband Tom, Budget Officer for 2010. This position pays an annual salary of \$4000, which was adopted in the 2010 budget.

Susan holds a Master's Degree in Business Administration and retired from Kodak in 2002 after holding positions of planner, senior planner, team leader and manager in, production planning, sales estimating, project management and logistics.

I look forward to working with Susan and feel confident that, with her degree and experience she is the right person to be Budget Officer for Jerusalem.

Daryl H. Jones
Supervisor

COUNCIL

- Councilman Parson reported that there were two applications for the Zoning Board of Appeals for the Month of January.
- Councilman Folts reported that the Steep Slopes Committee met January 16.
- Councilmen Folts and Simmons attended the meeting regarding the Natural Cultural Museum.

SUBCOMMITTEE REPORTS

ADDRESSING SUBCOMMITTEE

Councilman Stewart reported that Subcommittee Chair Bob Johnson and ZAP Clerk Nesbit have been working on the renumbering. He reported that they have started at the four corners of Branchport working south towards Pulteney. He also stated that Colby Peterson, with Yates County Soil and Water is assisting on the project.

SUBDIVISION SUBCOMMITTEE

Subcommittee Chair Tom Close reported that the Town Board must adopt a fee schedule. Mr. Close has provided a copy of the proposed fees to the Town Board.

Subcommittee member Bob Morse suggested the Town do a mock subdivision. Mr. Close added that the Planning Board requested they do their subdivision process training at the regularly scheduled Planning Board meetings.

Councilman Simmons spoke in regards to two meetings that Assessor Butch Comstock had set up in regards the Natural Cultural Museum.

ANNUAL REVIEW OF THE SUPERVISOR'S REPORTS

A summary sheet of the 2009 Supervisor Reports was made available for their annual review.

RESOLUTION #38-10

MOVE TO EXECUTIVE SESSION

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

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

Resolved that this meeting be interrupted to go into Executive Session to discuss negotiations at 8:53 P.M.

The following was provided by Supervisor Jones:

RESOLUTION #39-10

RETURN TO REGULAR SESSION

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

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

Resolved that the Board return to regular session at 9:52 P.M.

With there being no further business, on a motion of Councilperson Stewart, seconded by Councilperson Parson, the meeting was adjourned at 9:53 P.M.

Carrie Wheeler, KPSW Account Clerk