

Minutes of the regular monthly meeting of the Jerusalem Town Board held on August 21, 2013 at 7:00 P.M. PRESENT were: Supervisor Jones, Councilors Folts, Killen, Parson, Steppe, Town Attorney Bailey, Town Clerk McMichael, Highway Superintendent Martin, Town Engineer Ackart.

GUESTS: Bev Eggleston, Summer Recreation Program Director, Gary Dinehart, Taylor Fitch, Doug Paddock, David Specksgoor; Dundee Observer Reporter.

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

RESOLUTION #115-13

APPROVAL OF MINUTES

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

ADOPTED	Ayes	5	Folts, Jones, Killen, Parson, Steppe
	Nays	0	

Resolved that the minutes of the July 17, 2013 meeting be approved as read.

RESOLUTION #116-13

AUDIT OF CLAIMS

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

ADOPTED	Ayes	5	Folts, Jones, Killen, Parson, Steppe
	Nays	0	

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

General:	\$11,157.98
Outside Village	\$ 597.24
Highway DB:	\$ 9,530.90
Sewer:	\$ 4,529.84
Water:	\$ 2,240.04
Branchport Light	\$ 247.20

July Utilities:

General:	\$ 752.96
Outside Village:	\$ 27.88
Sewer:	\$35,269.96
Water:	\$ 183.72
Trust:	\$34,090.71

RESOLUTION #117-13

SUPERVISOR REPORT

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

ADOPTED Ayes 5 Folts, Jones, Killen, Parson, Steppe
 Nays 0

Resolved that the Supervisor's Report on the Town's finances for the month of July 2013 be accepted as presented.

SUMMER RECREATION PROGRAM

Bev Eggleston, Summer Recreation Director presented an overview of the 2013 program. 70 participants enrolled. Activities included arts, crafts, sports and field trips. They assisted in cleaning up at the State Park by weeding flower beds and picking up garbage/debris. 47 children participated in swimming lessons. Jerusalem was the only area recreation program to offer certified Red Cross swimming lessons this year.

Supervisor Jones noted next year the Town will have to apply for program funding through the Yates County Youth Bureau.

The Town Board thanked Mrs. Eggleston for another successful program. Councilor Killen suggested advising the media of an activity day next year to get in the newspaper, noting the need to obtain parental approval first.

TOWN OFFICIALS

HIGHWAY SUPERINTENDENT

- Written Budget Highway report on file in the Office of the Town Clerk.
- The John Deere tractor was delivered today.
- Oil and stoning will begin on Willett Road next week.

TOWN ENGINEER

- Notes of the August 14, 2013 KPSW meeting on file in the Office of the Town Clerk.
- One of the two pumps at the Keuka Lake State Park failed recently. A rebuild kit for the pump has been ordered.
- Town Engineer Ackart is working on the sewage study with project manager, Levi Zemek of Larson Design Group. He anticipates the first draft by October.

COUNCIL

- There were no applications before the Zoning Board in August. They approved their July 2013 minutes.
- The Branchport Hamlet Plan Committee is meeting August 27th at 7:30 P.M. The Committee is open to new members. They are looking at different grants for submission in 2014 to revitalize Branchport.

RESOLUTION #118-13

PROCLAMATION - CONSTITUTION WEEK SEPTEMBER 17-23

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

ADOPTED	Ayes	5	Folts, Jones, Killen, Parson, Steppe
	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, Daryl Jones by virtue of the authority vested in me as Jerusalem Supervisor in the 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 American citizenship.

WAGSys COMPUTER SYSTEM:

Councilor Steppe held a conference call with the WAGSys computer system Chief Executive Officer and salesman. He requested additional information that will be forwarded to the Town Board upon receipt for discussion at the September meeting.

LOCAL WATERFRONT REVITALIZATION PLAN:

Councilor Steppe reported the Local Waterfront Revitalization Strategy consultant request for proposal was submitted to five firms. Ingalls Design Group was the only firm to respond. A recommendation will be made at the September meeting.

FINES FOR STARTING TO BUILD WITHOUT A PERMIT:

Town Attorney Bailey and Code Enforcement Officer Phillips are discussing this matter. Their recommendation will be forthcoming.

Herman Veil, 5145 East Bluff Drive stated he is anxious to hear further on this matter as he recently had a situation with his neighbor's driveway at 5149 East Bluff Drive.

RESOLUTION #119-13

AUTHORIZE CEO TRAINING - ATTILIO CARCONE

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

ADOPTED	Ayes	5	Folts, Jones, Killen, Parson, Steppe
	Nays	0	

Whereas the New York State Academy of Fire Science is hosting a Fire Sprinkler Plans Review course on November 9-10, 2013 at 600 College Avenue, Montour Falls, New York; and

Whereas the cost of the course registration is \$25 plus \$16 for commuter accommodations; and

Whereas training is included in the 2013 zoning budget; now, therefore, be it

Resolved Attilio Carcone be authorized to attend the Fire Sprinkler Plans Review course on November 9-10, 2013 at a cost of \$41.00 to be taken from Outside Village 2013 appropriation, Zoning 8010.4.

RESOLUTION #120-13

TEMPORARY COVERAGE FOR CODE ENFORCEMENT OFFICER

The following motion was offered by Councilor Parson, seconded by Councilor Killen:

WHEREAS THE CODE ENFORCEMENT OFFICER WILL BE UNAVAILABLE FOR A PERIOD OF TWO WEEKS STARTING THE WEEK AUGUST 25, 2013 AND WHEREAS THE TOWN OF JERUSALEM WILL HAVE AN OCCASIONAL NEED FOR A CODE ENFORCEMENT OFFICER.

NOW THEREFORE BE IT RESOLVED THAT SIXTEEN HUNDRED DOLLARS BE ALLOCATED AT A RATE OF TWENTY DOLLARS AN HOUR FOR THE SERVICES OF ART CARCONE FOR A PERIOD OF TWO WEEKS STARTING AUGUST 25, 2013 CONTINGENT UPON AN APPROVED APPLICATION ON FILE AT YATES COUNTY CIVIL SERVICE, AND

BE IT RESOLVED THAT THESE SERVICES WILL BE ON AN AS NEEDED BASIS TO BE DETERMINED BY THE ZAP CLERK (ELAINE NESBIT).

RESOLUTION #121-13

AMEND RESOLUTION #120-13 TEMPORARY COVERAGE FOR CODE ENFORCEMENT OFFICER

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

ADOPTED Ayes 5 Folts, Jones, Killen, Parson, Steppe
Nays 0

Resolved Resolution #120-13 be amended by striking out for a period of two weeks and substituting until such time Code Enforcement Officer John Phillips is released by his physician to return to work.

RESOLUTION #122-13

DECLARE SURPLUS EQUIPMENT - 1996 FORD DUMP TRUCK

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

ADOPTED Ayes 5 Folts, Jones, Killen, Parson, Steppe
Nays 0

Resolved the 1996 Ford 6-wheeler dump truck be declared as surplus equipment and the Highway Superintendent be authorized to advertise the sale of said truck on Auctions International; and, be it further

Resolved the proceeds of this sale will be put into the Highway Equipment Reserve Account to be put towards the purchase of a new or good used truck that better fits the need of the highway department. At such time one comes available by auction or dealer.

RESOLUTION #123-13

DECLARE SURPLUS EQUIPMENT - 1961 OSHKOSH DUMP TRUCK

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

ADOPTED Ayes 5 Folts, Jones, Killen, Parson, Steppe
Nays 0

Resolved the 1961 Oshkosh 4x4 dump truck be declared as surplus equipment and the Highway Superintendent be authorized to advertise the sale of said truck on Auctions International; and, be it further

Resolved the proceeds of this sale will be put into the Highway

Equipment Reserve Account to be put towards the purchase of a new or good used truck that better fits the need of the highway department. At such time one comes available by auction or dealer.

RESOLUTION #124-13

APPROVAL - PROPOSED BOUNDARY CHANGES TO THE CENSUS BUREAU'S URBAN AREA MAP

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

ADOPTED	Ayes	5	Folts, Jones, Killen, Parson, Steppe
	Nays	0	

WHEREAS, the Census Bureau's Urban Area Map displays what the Census Bureau has identified as a densely populated area across the United States and it allows them to distinguish between an area that can be categorized as Urban or Rural; and

WHEREAS, the Census Bureau redraws urban area boundaries based on population counts and these boundaries are often irregularly shaped and the roughness of the population boundaries makes administration of various Federal programs more complicated than is necessary; and

WHEREAS, to simplify matters the Census Bureau allows States to perform "smoothing" of the urban boundary done per rules set by the Census Bureau, and one of the rules is that local authorities indicate acceptance of the revised, smoothed boundaries by signing a statement of acceptance or by passing a resolution of acceptance; and

WHEREAS, some roads in Yates County will see their classifications change from rural to urban (or urban to rural), and any Federal Aid eligible roads whose rural/urban classifications change will compete for Federal Aid under different Federal programs than before but neither the map revision nor rural/urban reclassifications will affect the amounts of aid available, nor will they affect the probability of any particular project at any particular place receiving aid as Federal Aid program amounts and the parameters for eligibility are set by Congress; and

WHEREAS, NYSDOT Region 6 has proposed six (6) areas in need of revision or "smoothing" and these areas are shown in green on the attached map; and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Jerusalem accepts the proposed changes that effect the Town of Jerusalem and that a copy of this resolution be furnished to Timothy Alimossy, P.E., NYSDOT Region 6 Planning Office and the Yates County Planner.

PROPOSED AMENDMENT TO LOCAL SIGN LAW:

No recommendation was received by the Town Board from the Planning Board on the proposed amendment to the local sign law.

It was noted a referral process needs to be implemented to ensure timely receipt of information from both the Planning and Zoning Boards for consideration at the Town Board meetings.

POSTED OFFICE HOURS:

Councilor Parson noted the Town Board adopted a resolution regarding department hours three years ago stating they are to be posted on the front door and Town website. The municipal drop box is available after hours, 24/7 for all town business.

RESOLUTION #125-13

A RESOLUTION APPOINTING VERNON BRAND AS ASSESSOR OF THE TOWN OF JERUSALEM

The following motion was offered by Councilor Parson, seconded by Councilor Killen:

The Town Board of the Town of Jerusalem, duly convened, hereby resolves that:

Section 1. Vernon Brand, of Penn Yan, New York, is appointed to the position of Sole Appointed Assessor of the Town of Jerusalem, for the term beginning on October 1, 2013 and ending on September 30, 2019.

Section 2. The salary of the Sole Appointed Assessor is hereby fixed in the amount that is set forth in the 2013 budget of the Town, as adopted on October 17, 2012. The salary for future years will be set by the Town Board in accordance with law.

Section 3. This resolution is made pursuant to, and in accordance with, the provisions of Section 3 of the New York State Town Law, Section 310 of the New York State Real Property Tax Law, and Local Law 3 of 2011 of the Town of Jerusalem.

Section 4. This Resolution shall take effect immediately.

RESOLUTION #126-13

AMEND RESOLUTION #125-13 - A RESOLUTION APPOINTING VERNON BRAND AS ASSESSOR OF THE TOWN OF JERUSALEM

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

ADOPTED Ayes 5 Folts, Jones, Killen, Parson, Steppe
Nays 0

Resolved Resolution #125-13, Section 1. be amended by striking out Penn Yan and substituting Geneva.

RESOLUTION #127-13

MOVE TO EXECUTIVE SESSION - EMPLOYMENT OF A PARTICULAR PERSON

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

ADOPTED Ayes 5 Folts, Jones, Killen, Parson, Steppe
Nays 0

Resolved that this meeting be interrupted to enter into Executive Session to discuss the employment of a particular person.

The Executive Session convened at 8:10 P.M.

RESOLUTION #128-13

RETURN TO REGULAR SESSION

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

ADOPTED Ayes 5 Folts, Jones, Killen, Parson, Steppe
Nays 0

Resolved that the Board return to regular session.

The Board reconvened in regular session at 8:54 P.M.

With there being no further business, on a motion of Councilor Steppe, seconded by Supervisor Jones, the meeting was adjourned at 8:55 P.M.

Sheila McMichael, Town Clerk