

Minutes of the regular monthly meeting of the Jerusalem Town Board held on November 16, 2022 at 7:00 P.M. PRESENT were: Supervisor Sisson, Councilors Bird, Jones, Lent, Purdy, Town Clerk McMichael.

GUEST: Tim Cutler

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

RESOLUTION #154-22

CHANGES TO THE AGENDA

On a motion of Councilor Lent, seconded by Councilor Purdy, the following was

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
 Nays 0

Resolved the following be added to the agenda:

1. Yates County Broadband Project
2. Town Holiday Party
3. Data Collector
4. Larson Design Group invoices

RESOLUTION #155-22

APPROVAL OF MINUTES

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

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
 Nays 0

Resolved that the minutes of the October 19, 2022 meeting be approved as read.

RESOLUTION #156-22

AUDIT OF CLAIMS

On a motion of Councilor Bird, seconded by Councilor Lent, the following was

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
 Nays 0

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

General:	\$10,261.62
Outside Village	\$ 340.36
Highway DB:	\$58,997.51
Capital:	\$74,652.16
Sewer:	\$46,517.60
Water:	\$ 9,029.13
Trust:	\$89,738.00

October Utilities:

General:	\$ 2,976.96
Outside Village:	\$ 101.26
Sewer:	\$ 319.18
Water:	\$ 176.09
Trust:	\$20,918.28

RESOLUTION #157-22

SUPERVISOR REPORT

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

ADOPTED	Ayes	5	Bird, Jones, Lent, Purdy, Sisson
	Nays	0	

Resolved that the Supervisor's Report on the Town's finances for the month of October 2022 be accepted as presented.

RESOLUTION #158-22

OPEN PUBLIC HEARING - PROPOSED LOCAL LAW C-2022 CHAPTER 65 BUILDING CODE ADMINISTRATION

On a motion of Councilor Purdy, seconded by Councilor Bird, the following was

ADOPTED	Ayes	5	Bird, Jones, Lent, Purdy, Sisson
	Nays	0	

With proof of notice having been duly published and posted, Supervisor Sisson opened the Public Hearing at 7:04 P.M., asking for comments on the proposed amendments to Chapter 65. Building Code Administration.

No one from the public wished to comment.

Councilor Bird noted concern with §65-4 exempting sheds less than 144 sq. ft. from needing a building permit. He will follow up with Attorney Graff to make the necessary change.

RESOLUTION #159-22

CLOSE PUBLIC HEARING - PROPOSED LOCAL LAW C-2022 CHAPTER 65 BUILDING CODE ADMINISTRATION

On a motion of Supervisor Sisson, seconded by Councilor Bird, the following was

ADOPTED	Ayes	5	Bird, Jones, Lent, Purdy, Sisson
	Nays	0	

With all persons desiring to be heard, Supervisor Sisson closed the hearing at 7:10 P.M.

The regular meeting was reconvened.

RESOLUTION #160-22

OPEN PUBLIC HEARING - PROPOSED LOCAL LAW D-2022 VETERAN EXEMPTION
FROM TOWN TAXES AMENDMENT

On a motion of Councilor Purdy, seconded by Councilor Lent, the following was

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
 Nays 0

With proof of notice having been duly published and posted, Supervisor Sisson opened the Public Hearing at 7:15 P.M., asking for comments on the proposed amendments to Chapter 143 Taxation increasing the limits for the alternative veterans' exemption for Town taxes.

No one from the public wished to comment.

RESOLUTION #161-22

CLOSE PUBLIC HEARING - PROPOSED LOCAL LAW D-2022 VETERAN EXEMPTION
FROM TOWN TAXES AMENDMENT

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

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
 Nays 0

With all persons desiring to be heard, Supervisor Sisson closed the hearing at 7:16 P.M.

The regular meeting was reconvened.

TOWN OFFICIALS

HIGHWAY SUPERINTENDENT

- Written Budget Highway report on file in the Office of the Town Clerk.
- Winter work is underway

WATER/SEWER REPORT

- Councilor Lent emailed project and departmental updates to the Board.

ASSESSOR

- Report on file.

COUNCIL

- Councilor Purdy reported the Village Board tabled their proposed short term rental local law.
- Councilor Bird updated the Zoning Board on the 8242 East Bluff Drive private road application before the Planning Board. The Town

Board will be notified when a site visit is scheduled with the Fire Department to ensure access.

SUPERVISOR

- Supervisor Sisson participated in the Yates County Broadband Reconnect kick-off Zoom meeting held today.
- The Yates County Shared Service Initiative will be looking at I.T. services to ensure local government has needed securities in place.

RESOLUTION #162-22

RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF JERUSALEM OF LOCAL LAW NO. 3 OF 2022 ENTITLED "A LOCAL LAW AMENDING CHAPTER 143 (TAXATION) OF THE CODE OF THE TOWN OF JERUSALEM TO INCREASE THE LIMITS FOR THE ALTERNATIVE VETERANS' EXEMPTION FOR TOWN TAXES"

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

ADOPTED BY ROLL CALL VOTE:

Councilor Lent	Aye
Councilor Purdy	Aye
Councilor Bird	Aye
Councilor Jones	Aye
Supervisor Sisson	Aye

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Jerusalem for a public hearing to be held by said Town Board on November 16, 2022, at 7:05 p.m. at the Jerusalem Town Hall, 3816 Italy Hill Road, Branchport, New York, to hear all interested parties on a proposed Local Law entitled, "A Local Law Amending Chapter 143 (Taxation) of the Code of the Town of Jerusalem to Increase the Limits for the Alternative Veterans' Exemption for Town Taxes"; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of Jerusalem, on November 2, 2022 and other notices required to be given by law were properly served, posted or given; and

WHEREAS, said public hearing was duly held on November 16, 2022, at 7:15 p.m. at the Jerusalem Town Hall, 3816 Italy Hill Road, Branchport, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of Jerusalem, after due deliberation, finds it in the best interest of the Town of Jerusalem to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of

Jerusalem hereby adopts Local Law No. 3 of 2022, entitled "A Local Law Amending Chapter 143 (Taxation) of the Code of the Town of Jerusalem to Increase the Limits for the Alternative Veterans' Exemption for Town Taxes", a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Jerusalem, and to give due notice of the adoption of said local law to the Secretary of State of New York.

RESOLUTION #163-22

FINGER LAKES WATER WORKS 2022 DECEMBER MEETING

On a motion of Councilor Bird, seconded by Councilor Lent, the following was

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
 Nays 0

Whereas; Finger Lakes Water Works Conference is hosting the 2022 December meeting on December 1, 2022 at King's Catering, 4031 Rtes. 5 & 20, Canandaigua, NY; and

Whereas; the cost for a pre-paid, pre-registered 2022 Conference Member is \$33.00/person; non-member \$40.00; 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; and

Whereas; instruction, training expenses and membership dues were approved in the 2022 budget; now

Therefore, be it resolved to authorize attendance for up to (2) person(s) from the Water / Sewer Department to attend the Finger Lakes Water Works Conference Annual Business Meeting. This expense to be funded 70% from the 8340.4 and 30% by 8120.4.

RESOLUTION #164-22

APPROVE YCSO ANIMAL CONTROL AGREEMENT

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

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
 Nays 0

Resolved the Supervisor be authorized to execute the 2023 Animal Control Agreement with the Yates County Sheriff's Office.

RESOLUTION #165-22

AMEND RESOLUTION #145-22 - BUILDING DEPARTMENT SOFTWARE UPGRADE

On a motion of Councilor Bird, seconded by Councilor Purdy, the following was

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
 Nays 0

Whereas there was an error in the statement of work for the WagSys software upgrade approved via Resolution #145-22 as the ICC Code Integration is a pass-through cost that cannot be included in the discounted amount; now, therefore, be it

Resolved the WagSys Program upgrade cost be amended to an amount not-to exceed \$8,030.00 to be funded by account codes 8010.4, 8020.4, 8310.4, 8110.4 and 1355.4

RESOLUTION #166-22

EMPLOYEE EARLY RELEASE - TOWN HOLIDAY PARTY

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

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
 Nays 0

Resolved employees be released at 12:45 P.M. on Thursday, December 15, 2022 to attend the Holiday Party at the Valley Inn.

YATES COUNTY

Tim Cutler presented the Yates County Legislative report:

- The County Budget public hearing is tomorrow at 6:00 P.M.
- A \$2M donation was given toward the Yates County Community Center fieldhouse.
- Public Safety project update.
- Broadband ReConnect project update.
- A survey will be sent out as part of the Farmland Protection Plan update.
- The County was certified by NYS to provide supplemental ambulance services that will operate under the Emergency Services Department.
- Jason Cook won the State Supreme Court Justice election.

RESOLUTION #167-22

WAIVE ROAD OPENING PERMIT APPLICATION FEE - RECONNECT PROJECT

On a motion of Councilor Bird, seconded by Councilor Lent, the following was

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
 Nays 0

Resolved the \$35.00 Road Opening Permit Application fee be waived for the three (3) applications needed for the Yates County Broadband ReConnect project.

RESOLUTION #168-22

DATA COLLECTOR SUPPORT FOR THE ASSESSOR

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

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
Nays 0

Whereas Assessor Kwiecinski has requested assistance with data collection starting with Real Property files that need to be valued for the 2023 roll in addition to the 2024 Revaluation; now, therefore, be it

Resolved that the services of Amber Bryan be authorized as a Data Collector working 20-30 hours per week at an hourly rate of \$19.50 as a contract position; and, be it further

Resolved Ms. Bryan will be paid bimonthly through the abstract of vouchers presented at the monthly Town Board meeting and with the end of the month utilities to be funded by account 1355.4.

RESOLUTION #169-22

AUTHORIZE PAYMENT OF LARSON DESIGN GROUP INVOICES

On a motion of Councilor Purdy, seconded by Councilor Bird, the following was

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
Nays 0

Whereas the Larson Design Group invoices were received today and not included in the monthly audit of claims; now, therefore, be it

Resolved the Town Board authorizes payment of the following invoices:

19111	\$3,018.40
19112	\$2,168.13
19113	\$2,183.76
Total	\$7,370.29

RESOLUTION #170-22

MOVE TO EXECUTIVE SESSION

On a motion of Councilor Lent, seconded by Councilor Purdy, the following was

ADOPTED Ayes 5 Bird, Jones, Lent, Purdy, Sisson
Nays 0

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

The Executive Session convened at 7:48 P.M.

RESOLUTION #171-22

RETURN TO REGULAR SESSION

On a motion of Councilor Bird, seconded by Councilor Purdy, the following was

ADOPTED	Ayes	5	Bird, Jones, Lent, Purdy, Sisson
	Nays	0	

Resolved that the Board return to regular session.

The Board reconvened in regular session at 8:34 P.M.

With there being no further business, on a motion of Councilor Purdy, seconded by Councilor Jones, the meeting was adjourned at 8:35 P.M.

Sheila McMichael, Town Clerk

Local Law No. 3 of the year 2022

A Local Law Amending Chapter 143 (Taxation) of the Code of the Town of Jerusalem to Increase the Limits for the Alternative Veterans' Exemption for Town Taxes

Be it enacted by the Town Board

Town of Jerusalem as follows:

Section 1. Article 1 (Alternative Veterans Tax Exemption) of Chapter 143 (Taxation) of the Code of the Town of Jerusalem is hereby amended with the repeal of § 143-1 (Exemption increased) and § 143-2 (When effective) and the adoption of a new § 143-1 and § 143-2 to be inserted in their places to read as follows:

§ 143-1 Exemption increased

Pursuant to Real Property Tax Law Section 458-a (2) (d) (ii), the exemptions from real property taxes for veterans provided by paragraphs (a), (b) and (c) of subdivision 2 of Section 458-a are hereby changed to twenty-four thousand (\$24,000), sixteen thousand (\$16,000), and eight thousand dollars (\$8,000), respectively.

§ 143-2 When effective

This Article shall take effect upon its filing with the Secretary of State, but, pursuant to Real Property Tax Law Section 458-a, the exemption shall not be available until the 2024 tax year (2023 assessment roll).

Section 2. If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been ordered.

Section 3. This local law shall take effect upon filing with the Secretary of State.