

Minutes of the regular monthly meeting of the Jerusalem Town Board held on August 16, 2023 at 7:00 P.M. PRESENT were: Supervisor Sisson, Councilors Bird, Jones, Lent, Purdy, Town Clerk McMichael, Highway Superintendent Hurd.

GUESTS: Warren B. Lloyd, Tim Cutler, Bailey Linehan, John Linehan, Bill Gerhardt, Melissa Gerhardt, Laura Swarthout, Ed Bronson.

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

RESOLUTION #109(A)-23

APPROVAL OF MINUTES

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

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

Resolved that the minutes of the July 19, 2023 meeting be approved as read.

RESOLUTION #110-23

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:	\$ 11,769.76
Outside Village	\$ 821.51
Highway DB:	\$224,730.26
Sewer:	\$ 53,380.50
Water:	\$ 20,824.16
Branchport Light	\$ 465.92

July Utilities:

General:	\$ 2,389.21
Outside Village:	\$ 45.26
Sewer:	\$ 80.40
Water:	\$ 187.61
Trust:	\$25,776.37

RESOLUTION #111-23

SUPERVISOR REPORT

On a motion of Councilor Lent, seconded by Councilor Jones, 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 June 2023 be accepted as presented.

TOWN OFFICIALS

HIGHWAY SUPERINTENDENT

- Written Budget Highway report on file in the Office of the Town Clerk.
- Superintendent Hurd has not been medically cleared to drive yet.
- Roads are being prepped to oil and stone.

WATER/SEWER REPORT

- Councilor Lent provided a recap of the August meeting.
- The bioxide tanks sold on Auctions International.

SUPERVISOR

2024 budget preparation has begun.

COUNCILOR

- Councilor Bird stated there will be a rehearing of the July Zoning Board applications as proper notice of application was not given.
- The CEO is working on approximately 330 open building permits.
- The Assessor will tour the shoreline by boat as part of the revaluation process.

RESOLUTION #112-23

AWARD SANITARY SEWER SLIP LINING BID - LAKE AVENUE

On a motion of, seconded by, the following was

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

Whereas the request for proposal for the Lake Avenue sanitary sewer video inspection, heavy cleaning and slip lining maintenance was posted and advertised in accordance with Resolution #106-23; and

Whereas the following bids were received:

Skanex	\$26,345.00
National Water Main Cleaning Co.	\$24,172.50

Whereas the National Water Main Cleaning Co. quote meets our specifications; now, therefore, be it

Resolved that the Lake Avenue Sanitary Sewer Slip Lining bid be awarded to National Water Main Cleaning Co. as the low bidder at a cost not-to-exceed \$24,172.50; and, be it further

Resolved the proceeds for this purchase shall be taken from Sewer account code 8120.4.

RESOLUTION #113-23

SALARY ADJUSTMENTS - MINIMUM WAGE

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

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

Whereas the minimum wage increased to \$14.20 as of June 1, 2023, now, therefore, be it

Resolved the salaries of the following positions be increased to \$14.20/hour:

Recreation Assistant
Planning Board Secretary
Grievance Board Secretary

RESOLUTION #114-23

CREATE MEDIUM EQUIPMENT OPERATOR TRAINEE POSITION

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

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

Whereas the Highway Department would like to implement a transition plan to address anticipated retirements by filling one vacant MEO position; and

Whereas Civil Service advised we need to create a Medium Equipment Operator trainee position to hire an applicant who does not currently hold a CDL license; now, therefore, be it

Resolved that the Town Board does hereby create a Medium Equipment Operator trainee position; and, be it further

Resolved an ad be placed in the Chronicle Express seeking MEO/MEO trainee applications.

RESOLUTION #115-23

ESTABLISH OPEN DEVELOPMENT AREA #1-23 4870 EAST BLUFF DRIVE

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

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

WHEREAS, John Linehan has applied to the Town of Jerusalem for the establishment of an "Open Development Area" within the meaning of Section 280-a of the Town Law so as to allow construction of

structures on lots within said area that do not directly abut a public highway, and

WHEREAS, Section 280-a of the Town Law authorizes the Town to establish an Open Development Area on such rules as the Town deems reasonably required to insure access by emergency vehicles to lots served by a private road, and

WHEREAS, the applicants have filed with the town a Subdivision Plat & Private Road Site Plan prepared by Mott Lan Surveying dated July 11, 2023 showing provision for access to Parcels A-1 and A-2 by right-of-way fifty feet in width; and

WHEREAS, the Town Planning Board has approved the application by resolution dated August 3, 2023 (copy on file with the clerk);

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Jerusalem, in regular session duly convened, as follows:

1. Open Development Area Number 1 of the Town of Jerusalem be and the same hereby is established comprising the .0939 acre of land shown as Parcel A-1 (20,890 sq. ft.) and Parcel A-2 (20,000 sq. ft.) together with the Right of Way in Common, 50 feet wide, along the northerly line of parcel A-1 and turning southerly to Parcel A-2 on the aforesaid map on file with the town, subject to the following conditions, which must be satisfied prior to the issuance of a building permit for any structure on a lot in such area, to include structures for which permits have not now been applied.

A. Private road construction standards (Town Code 93-26) shall be complied with.

B. The Code Enforcement Officer (CEO) shall determine whether the following items apply and if they apply shall certify that they have been satisfied:

- (1) Issuance of New York State storm water permit.
- (2) Certification from the certified professional in charge of the project upon completion that the road has been constructed in accordance with Town Code 93-26.
- (3) That the overall grade of the private road shall not exceed 15 percent unless the provisions of Town Code Chapter 137 relating to Steep Slopes have been complied with.

C. No more than one additional residence may be built on Parcel A-2 (20,000 sq. ft.) without the further approval of this Town Board as to compliance with Section 280-a.

2. The CEO shall inspect the road and verify to the Town Board that all conditions of the Planning Board approval and this Resolution have been met.

3. The Clerk is ordered to continue this matter on the monthly agenda of this Board until the CEO's verification has been received.

4. This Resolution shall take effect immediately.

The subcommittee will further review our zoning code regarding dividing parcels that create lots in two use districts.

RESOLUTION #116-23

AUTHORIZE ONLINE AUCTION INTERNATIONAL CONTRACT RENEWAL

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 Supervisor be authorized to execute the Online Agreement with Auction's International, Inc., 11167 Big Tree Road, East Aurora NY 14052 for a 2-year term, 8/16/2023-8/16/2025.

RESOLUTION #117-23

AUTHORIZE SUPERVISOR TO EXECUTE PULTENEY WATER TRANSMISSION AGREEMENT

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 Supervisor be authorized to execute the Intermunicipal Agreement Between Town of Jerusalem and Town of Pulteney for the Transmission of Water from Penn Yan to Pulteney for the term January 1, 2019 through December 31, 2023.

RESOLUTION #118-23

AUTHORIZE KPSW TRAINING - FINGER LAKES WATER WORKS CONFERENCE

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

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

Whereas, the Finger Lakes Water Works Conference is September 7, 2023 at King's Catering, 4031 Rtes. 5&20, Canandaigua; and

Whereas, accreditation of operator contact hours will be given for attendance as required by the NYS Department of Health for recertification; and

Whereas, instruction and training expenses were approved in the 2023 budget; now, therefore, be it

Resolved to authorize attendance of (3) persons from the Water / Sewer Department to attend the Finger Lakes Water Works Conference at a cost of \$110.00 funded by account 8340.4.

RESOLUTION #119-23

DECLARE KPSW TOPCON PG-45 POSITIONING SYSTEM AS SURPLUS

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

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

Resolved that one Topcon PG-45 Position system (purchased 2014) be declared as surplus equipment. The Topcon PG-45, GRS-1, charger and software are all unsupported and deemed obsolete.

PUBLIC COMMENT

Warren Lloyd presented concerns with the driveway entrance at 4348 East Bluff Drive and signage, maintenance and fence regulations at 15 Hickory Street. Superintendent Hurd will meet with Mr. Lloyd on the matter. Councilor Bird will revisit proposed fence regulations that were voted down by the Town Board in 2013.

Mr. Lloyd took the opportunity to praise Water Operator/Wastewater Maintainer Patrick Lewis for the professionalism displayed while working on his waterline.

YATES COUNTY REPORT

- Legislator Bronson presented the County report.
- Supervisor Sisson requested clarification on the request from the Board of Elections asking the Town to support reclassifying the Deputy Commissioners from part-time to full-time. The financial impact to Jerusalem was estimated at \$21,000.
- Legislator Cutler distributed the Yates County Agricultural & Farmland Protection Plan Executive Summary. Public Hearing is scheduled for October 5th.
- Supervisor Sisson stated FEMA floodplain maps are being updated.

PUBLIC COMMENT

Melissa Gerhardt, Penn Yan Director of Public Works read the Town's published slip lining bid request and recommended the Town utilize the Ontario County Purchasing Department bid listing for good pricing.

RESOLUTION #120-23

MOVE TO EXECUTIVE SESSION

On a motion of Supervisor Sisson, 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 particular individuals.

The Executive Session convened at 7:53 P.M.

RESOLUTION #121-23

RETURN TO REGULAR SESSION

On a motion of Supervisor Sisson, seconded by Councilor Lent, 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 8:38 P.M.

With there being no further business, the meeting was adjourned at 8:39 P.M.

Sheila McMichael, Town Clerk