



Town of Porter

Town Board Meeting

3265 Creek Road
Youngstown, NY 14174
TownofPorter.Net

~ Minutes ~

Gail Zachary

Monday, June 10, 2013

7:00 PM

Town Hall Auditorium

I. Call to Order

7:00 PM Meeting called to order on June 10, 2013 at Town Hall Auditorium, 3265 Creek Rd., Youngstown, NY.

Attendee Name	Organization	Title	Status	Arrived
Mert Wiepert	Town of Porter	Supervisor	Present	
Thomas Baia	Town of Porter	Deputy Supervisor	Present	
Larry White	Town of Porter	Councilman	Absent	
Jeff Baker	Town of Porter	Councilman	Present	
Joe Fleckenstein	Town of Porter	Councilman	Present	
Scott Hillman	Town of Porter	Highway Superintendent	Present	
Gail Zachary	Town of Porter	Town Clerk	Present	
Mike Dowd	Town of Porter	Attorney	Present	
Roy Rogers	Town of Porter	Code Enforcement Officer	Present	
Susan Driscoll	Town of Porter	Assessor	Present	
Norm Ault	Town of Porter	Bookkeeper	Present	
Dave Britton	Town of Porter	Engineer	Absent	
Bernie Rotella	Town of Porter	Grant Writer	Absent	

II. Public Comments

1. Report 2013-98

Public Hearing/Parking

"Please take notice that a Public Hearing will be held on Monday the 10th day of June, 2013 at 7:00 p.m. at the Town Hall at the Town of Porter located at 3265 Creek Road, Youngstown, New York, for the purposes of considering the adoption of a Town Parking Ordinance. A copy of the proposed ordinance may be viewed at the Town Hall during normal business hours. The public will have an opportunity to be heard during the hearing."

Gail Zachary, Town Clerk

June 10, 2013

By Order of the Porter Town Board

"Motor Vehicle Parking Law of the Town of Porter, Niagara County, New York."

This chapter shall be known as the "Motor Vehicle Parking Law of the Town of Porter, Niagara County, New York."

§ Purpose.

The purpose of this chapter shall be to promote and improve the health, safety and general welfare of the community by establishing regulations of and pertaining to parking on highways, roads, streets, shopping centers and commercial centers which are regularly used by the public within the Town of Porter.

§ Definitions.

The following words and phrases, when used in this chapter, shall, for the purposes of this chapter, have the meaning respectively ascribed to them in this section, as follows:

ALL-NIGHT PARKING

The parking of any vehicle on a state, town or county road between 12:00 midnight and 8:00 a.m., for any length of time.

COMMERCIAL CENTER

Premises having one or more stores or business establishments in connection with which there is provided on privately owned property near or contiguous thereto a parking area or areas as defined herein.

HANDICAPPED PARKING ACCESS AREA

That area adjacent to a parking space designated for parking for handicapped persons which is provided to permit ingress and egress to specially equipped handicapped access vehicles. Said handicapped parking access area shall be designated by signage and/or pavement striping or cross-hatching.

HANDICAPPED PERSON

Any person whose physical or mental impairment or condition is of such nature as to impose unusual hardships in utilization of public transportation facilities and such condition is certified by a physician duly licensed to practice medicine in the State of New York as constituting an equal degree of disability so as to prevent such person from moving from place to place without great difficulty.

MULTIPLE-RESIDENCE COMPLEX

Premises having one or more apartment buildings with four or more residential dwelling units in connection with which there is provided on privately owned property near or contiguous thereto a parking area or areas as defined herein.

PARKING AREA

An area or areas of land near or contiguous to a commercial center or multiple-residence complex used by the public as a means of access to and egress from the stores and business establishments at a commercial center and the residential dwelling units in a multiple-residence complex and for the parking of motor vehicles of customers and patrons at a commercial center and for the residents and visitors of a multiple-residence

complex.

PARK or PARKING

The standing of a vehicle, whether occupied or not, other than temporarily and for the purpose of, and while actually engaged in, loading or unloading a commercial vehicle.

PERSON(S)

Every natural person, firm, co-partnership, association or corporation.

PUBLIC HIGHWAY or PUBLIC ROAD

Includes the paved portion of all highways, roads and streets, including paved shoulders, within the town.

STANDING

Any stopping of a vehicle, whether occupied or not, as defined in the New York State Vehicle and Traffic Law.

VEHICLE

Every device in, upon or by which any person or property is or may be transported or drawn upon a highway, as defined in the New York State Vehicle and Traffic Law.

§ General provisions

A. It shall not be lawful for any person to park a motor vehicle upon a public road or highway in the Town of Porter:

(1) Within 20 feet of the intersection of another road or highway or within 20 feet of a crosswalk.

(2) Upon any public sidewalk.

(3) Opposite a driveway.

(4) In front of a driveway.

(5) Upon that portion of a driveway extending from a public sidewalk to the paved portion of a public highway.

(6) Upon any private road or driveway so as to obstruct the free passage of another vehicle without the permission of the owner or occupant of the premises of which said road or driveway is a part.

(7) Diagonally upon any public highway except where specifically permitted as designated by signs.

(8) Within 15 feet of a fire hydrant.

(9) Upon the space which lies between a public sidewalk and a point which is three feet from the paved portion of a public highway or more than three feet into the public right-of-way adjacent to the paved portion of a public highway where no public sidewalk exists.

B. It shall be unlawful for any person to stop, stand or park a vehicle in a parking space, lane or area which has been designated for parking for handicapped persons only, unless authorized as defined in this chapter.

C. The Town Board of the Town of Porter may, by resolution, adopt additional rules and regulations related to the parking of motor vehicles and may, by resolution, forbid the parking of

motor vehicles in certain specified areas and upon certain streets and public highways, provided that said areas and highways are duly posted by signs forbidding the same.

D. Parking violation summonses issued by any authorized person, when properly completed and signed by the person issuing the same, shall be deemed prima facie evidence of all matters contained thereon.

§ Parking for handicapped.

A. Every commercial center, multiple-residence complex and other commercial buildings serving the public in the Town of Porter shall provide a sufficient number of parking spaces designated for parking for handicapped persons as set forth in the New York State Uniform Fire Prevention and Building Code. The commercial buildings which are subject to this chapter include, but are not limited to, shopping/commercial centers, malls, plazas, multiple-residence complexes, retail stores, public buildings, restaurants and other similar commercial buildings to which the public is invited.

B. Each parking space designated for parking for handicapped persons shall be identified by the uniform sign authorized for such purpose as established by the Department of Transportation/Federal Highway Administration.

C. The spaces so designated shall be located in the general parking area of the commercial building or commercial center and shall be in close proximity to an entrance of a store or stores in the commercial center or to an entrance of the commercial building.

D. No person shall park a vehicle in a parking space designated for parking for handicapped persons and identified by official signage without displaying a valid official parking permit or an official license plate for handicapped persons of any state.

E. No person shall park a vehicle in the handicapped parking access area (as defined herein) adjacent to any space designated for handicapped parking.

F. The Town Clerk of the Town of Porter is hereby designated as the agent for issuance of special parking permits to handicapped residents of the Town of Porter.

G. Such permits shall be in the form and style as may be prescribed by the Commissioner of Motor Vehicles pursuant to the Vehicle and Traffic Law of the State of New York. Application for such special permits shall be in the form prescribed for said purpose by the Commissioner of Motor Vehicles and in accordance with the procedures and guidelines established by said Commissioner and the State Advocate for the Handicapped.

H. Any person improperly using an official handicapped parking permit or official handicapped license plate while parked in a space designated for handicapped parking shall be deemed to be in violation of § herein and shall be subject to the fines hereinafter described in addition to any other penalty which may be applicable by law.

§ Winter/emergency parking. A. The Town Board of the Town of Porter finds that the leaving of vehicles on public roads during periods of snowfall can hinder and obstruct snow removal operations. The Town Board additionally finds that the leaving of vehicles on public roads within the town during snowstorms may cause hazards to persons using said roads; therefore, the parking of vehicles is hereby prohibited on all public roads within the Town of Porter between the dates of November 1 and April 1 between the hours of 12:00 midnight and 8:00 a.m.

B. Whenever there shall be an accumulation of four inches or more of snowfall on any public road in the Town of Porter, such road shall be deemed an emergency route, and all such public roads shall continue to be emergency routes until the Superintendent of Highways of the Town of Porter shall have caused the same to be plowed free of such snowfall; therefore, no person shall park, stop or permit to remain unattended any motor vehicle on any public road or street which has been thereby deemed an emergency route.

§ Impounding of vehicle.

A Any vehicle may be removed or ordered removed by any person authorized to enforce this

chapter if it is:

(1) Abandoned upon a public road pursuant to New York State Vehicle and Traffic Law.

(2) Parked in or blocking a space designated for handicapped parking or a handicapped parking access area.

(3) Unattended, pursuant to New York State Vehicle and Traffic Law, where it constitutes an obstruction to emergency traffic, as provided in this chapter, or at any place where stopping, standing or parking is prohibited by law.

B. After the removal of any vehicle by persons authorized to do so, whichever authority may have effectuated said removal shall have the vehicle stored in a designated storage area at the expense of the owner. Such owner or person with legal authority to redeem the vehicle may redeem the same upon payment of all expenses and charges actually and necessarily incurred for such removal and storage.

C. It shall be the duty of the towing law enforcement agency to ascertain to the extent possible the owner or person of legal authority to redeem any vehicle removed and stored pursuant to this chapter and to notify said person of the removal and disposition of such vehicle and of the lawful way to redeem the same.

§ Penalties for offenses.

A. In addition to penalties and other mandates promulgated herein for the enforcement of this chapter, the following parking violations shall carry the following fines with respect to the following specific offenses:

Offense	Fine
Handicapped parking space	\$50
Handicapped parking access area	50
Less than 15 feet from fire hydrant	35
No standing	25
No parking	25
Winter parking	25
Undesignated violations	25

B. Every person convicted of a violation of this chapter shall be punished by a fine pursuant to the provisions herein. Such fines, if not paid or contested, shall double after 15 days of issuance to a maximum of \$100.

C. In the event that any fine issued pursuant to this section is not paid within 60 days of issuance of the notice of violation, a default judgment may be entered against the respondent for civil collection. In such an event, a default judgment will include an additional penalty of \$50 for each violation.

D. Every person convicted of a traffic infraction for a violation of this chapter or of any rule or regulation adopted thereto shall, for a first conviction thereof, be punished by a fine as listed hereinabove or by imprisonment for not more than 15 days, or by both such fine and imprisonment. For a second such conviction within 18 months thereafter, such person shall be punished by a fine of not more than \$200 or by imprisonment for not more than 45 days, or by both such fine and imprisonment. Upon a third or subsequent conviction within 18 months after the first conviction, such person shall be punished by a fine of not more than \$300 or by imprisonment for not more than 90 days, or by both such fine and imprisonment.

E. Scofflaws.

(1) Any person who has been issued three summonses pursuant to this chapter in the preceding

18 months and has not satisfied the same with the Town of Porter will be certified a scofflaw.

(2) The Town of Porter will notify the New York State Department of Motor Vehicles, pursuant to New York State Vehicle and Traffic Law, of the same.

(3) In addition to the above, the court may issue a warrant if a person fails to appear before the court.

F. Payment of the fine of a parking summons constitutes a plea of guilty to the specified violation. A plea of guilty to a charge is the equivalent to a conviction after trial. Failure of a person to respond to any charge after 60 days shall be deemed an admission of liability to the charge.

In related business, regarding fines/penalties, Ernest Lavigueur, East Avenue, suggested that perhaps fees/fines be more than what are in the proposed law. The Board will seriously consider this.

RESULT:	REPORT ISSUED
----------------	----------------------

2. Resolution 2013-58

Town Parking Law

A resolution was made to adopt Local Law #1-2013 as the Motor Vehicle Parking law of the Town of Porter, Niagara County, New York

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Thomas Baia, Deputy Supervisor
SECONDER:	Joe Fleckenstein, Councilman
AYES:	Mert Wiepert, Thomas Baia, Jeff Baker, Joe Fleckenstein
ABSENT:	Larry White

3. Report 2013-125

Public Comments

Town of Porter resident and former Town Councilwoman, Nancy Orsi, informed the Board and audience of the International Academy of Business and Finance class which Lewiston-Porter Central School offers to high-school students. The school is asking that private industry and municipalities look at "hiring" one of these students. The students can be paid whatever the entity feels is appropriate, or not at all. She will distribute flyers and perhaps come to the Town's next work session. She said this helps the students learn more about business and government and, additionally, prepares them for applying and interviewing for a job and/or college.

Village resident and former village mayor, Norm Swann, again persuaded the Town Board to put pressure on Assemblywoman Corwin and Senator Maziarz to encourage legislation to increase the gross receipts tax at Chemical Waste Management on Balmer Road in the Town of Porter. Mr. Swann emphatically stated that, "This facility **is in Porter!**" Attorney Dowd added that the legislators *could* have our percentage increased while perhaps not necessarily cutting those who are not in Porter.

Mr. Putz, from Harrison Lane, reported that he was in the process of getting signatures from his neighbors for the petition to have the road dedicated to the Town. There are many phases to this. The engineers and highway superintendent will be involved in the cost assessments and the creation of a map, plan and report.

Mr. and Mrs. Cabello, Lake Road, are very concerned about a neighbor who they believe is erecting a structure illegally. Code Enforcement Officer, Roy Rogers, stated that he and the DEC are very vigilant regarding this resident.

RESULT:	REPORT ISSUED
----------------	----------------------

4. Resolution 2013-65

Support Letter to Increase Gross Receipts Tax Percentage

A motion was made for the supervisor and the town board to write letters to the local congressman, the local assembly woman and other local politicians in support of the gross receipts tax from Chemical Waste Management.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Thomas Baia, Deputy Supervisor
SECONDER:	Joe Fleckenstein, Councilman
AYES:	Mert Wiepert, Thomas Baia, Jeff Baker, Joe Fleckenstein
ABSENT:	Larry White

III. Reports/Resolutions

1. Resolution 2013-59

Minutes Approval

Approve the minutes of the May 13, 2013, Town Board meeting and the June 3, 2013 Town Board work session..

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Thomas Baia, Deputy Supervisor
SECONDER:	Jeff Baker, Councilman
AYES:	Mert Wiepert, Thomas Baia, Jeff Baker, Joe Fleckenstein
ABSENT:	Larry White

2. Resolution 2013-60

Approval of Audited Vouchers

Approve vouchers as audited by the Town Board.

TOWN OF PORTER

WARRANT: POST AUDIT - MAY, 2013 5/31/13

FUND	01	4,771.15
FUND	02	32.14
FUND	04	101.75
FUND	06	168.09
FUND	07	1,053.73
FUND	33	28.67
TOTAL		<u>6,155.53</u>

VOUCHER 'S 18251 THRU 18265

WARRANT: # 6 JUNE, 2013 6/10/13

FUND	01	11,659.54
FUND	02	10,208.83
FUND	04	14,641.71
FUND	06	13,471.80
FUND	07	584.28
FUND	10	823.62
FUND	33	2,071.86
FUND	35	7,500.00
TOTAL		<u>60,961.64</u>

VOUCHER 'S 18266 THRU 18332

TOTAL 67,117.17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joe Fleckenstein, Councilman
SECONDER:	Thomas Baia, Deputy Supervisor
AYES:	Mert Wiepert, Thomas Baia, Jeff Baker, Joe Fleckenstein
ABSENT:	Larry White

3. Report 2013-99

Town Clerk

May Revenue 2013

Water	\$16,773.83
Sewer	\$ 44,236.37
Licenses and Fees	\$ 942.10

S. P. C. A. contacts?

The S. P. C. A. has not been giving the Town any contact reports and, because they are closed on Tuesdays and don't start their day for the public until noon on most other days, it was decided to pull the April and May payments until Attorney Dowd can contact them. This is considered a breach of contract.

Councilman Fleckenstein made the motion, with Councilman Baia seconding. Wiepert - aye; Baker - aye; White - absent. Motion carried.

RESULT:	REPORT ISSUED
----------------	----------------------

4. Report 2013-100

Supervisor

Supervisor's Monthly Report for May, 2013 was distributed to all Town Board members.

Resolution to accept the Supervisor's Monthly Report for May, 2013

April Sales Tax: \$91,594.49. The total for April, 2013, is up \$1,583.37 from 2012.

Resolution concerning water tank

RESULT:	REPORT ISSUED
----------------	----------------------

5. Resolution 2013-61**Acceptance of Supervisor's Report**

Accept and approve the Supervisor's Report for May 2013.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Thomas Baia, Deputy Supervisor
SECONDER:	Jeff Baker, Councilman
AYES:	Mert Wiepert, Thomas Baia, Jeff Baker, Joe Fleckenstein
ABSENT:	Larry White

6. Resolution 2013-62**Request for Proposal**

A resolution was made directing CRA to prepare and distribute a Request for Proposal for an elevated water storage tank meeting the storage requirements of Niagara County Health Department, for a cost not to exceed a *reasonable* fee. The tank is to be located at the Town of Porter facility on Balmer Road.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joe Fleckenstein, Councilman
SECONDER:	Jeff Baker, Councilman
AYES:	Mert Wiepert, Thomas Baia, Jeff Baker, Joe Fleckenstein
ABSENT:	Larry White

7. Report 2013-101**Bookkeeper**

Bookkeeper's Monthly Report - **May, 2013**

Completed processing all May, 2013 Vouchers & Journal Entries.

Prepared Supervisor's Monthly Report for May, 2013, and distributed it to the Supervisor & Town Board members.

Completed bi-weekly & monthly payrolls.

Completed check registers for all check payments.

Continued maintaining the town web page.

Another meeting with Newbird, the new website company, is set for this Thursday.

RESULT:	REPORT ISSUED
----------------	----------------------

8. Report 2013-105

Building Inspector/Code Enforcement Officer

BUILDING DEPARTMENT REPORT: Month May 2013

- Building permits issued as per the report.
- Periodic progress inspections on ongoing construction projects throughout the Town.
- Prepared materials for the Planning Board and Zoning Board of Appeals.
- Pursued Zoning code violations and issued to the Supervisor “Complaints Report” for the month of May 2013.
- Reviewed several portions of the Town Codification portfolio.

Town of Porter			May Permits			
<u>No.</u>	<u>Date</u>	<u>Owner</u>	<u>Type</u>	<u>Location</u>	<u>Value</u>	<u>Amt</u>
016-13	5/7	Gordon Nelson	Solar	535 Blairville Rd	20,000	50
017-13	5/20	Jeremy Fetzner	Shed	1237 Lockport Rd	3,000	25
025-13	5/1	Richard Calandrelli	Deck	2994 Orchard Dr	14,500	25
026-13	5/3	Daniel Seider	A.G.P.	2505 Parker Rd	100	25
027-13	5/2	Phillip Incorvaia	Shed	2495 Lake Rd	2,000	25
028-13	5/3	Jason Buttery	Deck	896 Balmer Rd	3,500	25
029-13	5/6	Edward Hess	Addition	1941 Lake Rd	50,000	100
030-13	5/6	Kevin Jeffords	Deck	815 Lockport Rd	1,500	25
031-13	5/10	Erin Ganshaw	Pole Barn	3790 Ransomville Rd	12,000	50
032-13	5/13	James Gibbons	Alteration	965 Lake Rd	35,000	50
033-13	5/14	Jennifer Berglund	Fence	2011 Balmer Rd	1,000	25
034-13	5/20	David Kennedy	Shed	376 Brentwood Dr	3,500	25
035-13	5/14	Larry Briand	Deck	3952 Creek Rd	6,700	25
036-13	5/20	Lewis Cabello	Deck	2497 Lake Rd	3,000	25
037-13	5/22	Scott Suitor	Garage	335 Howard Dr	9,000	50

038-13	5/22	Michael Stahl	S.F.R.	3400 Creek Rd	210,000	300
039-13	5/24	Steven Spoth	Fence	2073 Lake Rd	900	25
040-13	5/28	Derek Fideli	A.G.P.	349 Brentwood Dr	4,500	25
041-13	5/28	A. N. S.	Alteration	1209 Balmer Rd	9,300	100
042-13	5/30	Free Meth Ch	Shed	3924 Ransomville Rd	2,000	25
043-13	5/30	Jason Ruta	I.G.P.	461 Riverview Dr	40,000	50
May Total					431,500	1,075
Y.T.D. Total					740,438	1,875

Councilman Fleckenstein asked about a pond put in on a substandard lot. Mr. Rogers replied that the owner is applying for a permit. Fleckenstein also asked about a property with windmills, Rogers reported they are coming down. The councilman asked about another property with solar panels and Code Enforcement Officer Rogers stated the owner is also applying for a permit.

RESULT:	REPORT ISSUED
----------------	----------------------

9. Report 2013-102

Assessor

ASSESSOR'S OFFICE MONTHLY REPORT - MAY 2013

1. Change of Assessment notices mailed out.
2. Startup meeting with Norman and Newbird Design on Town Of Porter website update.
3. Attended Niagara County Assessors monthly meeting held at Town of Cambria.
4. 2013 Board of Assessment Review.

Mrs. Driscoll also reported that there were seven homeowners who came for Grievance Day, three of whom were denied their request for assessment reduction.

RESULT:	REPORT ISSUED
----------------	----------------------

10. Report 2013-103

Tax Collector

TOWN OF PORTER 3265 CREEK RD YOUNGSTOWN, NY 14174

May 2, 2013
 Supervisor Merton Wiepert
 Town of Porter
 3265 Creek Rd
 Youngstown, NY 141714

RE: TOWN /COUNTY TAX COLLECTIONS FOR 2013

Dear Supervisor Wiepert and Town Board Members:

Paid to Supervisor Wiepert the sum of \$5066.39. This amount included the following:

Penalties collected in March	\$4780.32
Return of Petty Cash-overpays	100.07
\$1.00 surcharge on unpaids returned	186.00

Paid to County Treasurer on April 11, 2013 the sum of \$739,489.49 as final remittance to the County. The following figures reflect the final results of my collection for the 2013 Town/County Tax Roll in and for the Town of Porter.

Paid to Supervisor	1,258,213.00
Paid to County in February	2,500,000.00
Collected by County Treasurer (Utilities County Owned)	96,318.60
April remittance due County	739,675.49
Total Collected	4,594,207.09
Total Uncollected (186 bills)	392,186.79
	4,968,393.88

ADJUSTMENTS-CORRECTED BILLS

Time Warner-No Town Tax	401.12
-------------------------	--------

Total Warrant	4,986,795.00
April remittance	739,675.49
\$1.00 mailings surcharge	186.00
Paid to County Treasurer	739,489.49

Total of \$3.96 interest was credited this year to this account.

Total of \$6689.27 penalties was collected this year. This amount includes \$40.00 for two returned checks at \$20.00 each.

Town Tax Collector's account now reflects a balance of \$2.80-\$2.00 to keep the account open and \$.80 check for overpayment by homeowner that still have not been cashed.

Sally A. Hogan, Collector
 Town of Porter

RESULT:	REPORT ISSUED
----------------	----------------------

11. Report 2013-104

Recreation

of Porter Recreation Commission has hired the following adult supervisors for its summer program. Employment

is from June 24 - August 9, 2013.

Trisha Jordan
3715 Ransomville Road
Ransomville, NY 14131

Vicki Price
648 Blairville Road
Youngstown, NY 14174

Kenneth Nyland
347 Oak Street
Youngstown, NY 14174

Joshua Smith
3659 Ransomville Road
Ransomville, NY 14131

Zachary Rougeux
399 Brentwood Drive
Youngstown, NY 14174

Jeanne LePage
252 Glenvale Road
Youngstown, NY 14174

Nicci Mangano
1455 Youngstown-Lockport Rd
Youngstown, NY 14174

Jordynn Koroschetz
3156 Dickersonville Road
Ransomville, NY 14131

Andrew Sharpe
380 Church Street
Youngstown, NY 14174

Peter Munno
647 Blairville Road
Youngstown, NY 14174

Kelli Mooradian
3653 Dickersonville Road
Ransomville, NY 14131

Stephanie Kowalski
1399 Youngstown-Lockport Rd
Youngstown, NY 14174

Jack Tewsley
402 Lynnbrook Drive
Youngstown, NY 14174

Savannah King
2878 Porter Center Road
Youngstown, NY 14174

Shauna Fischer
3843 Ransomville Road
Ransomville, NY 14131

Jordin Puzan
559 Parkside Place
Youngstown, NY 14174

Terese Skimin
315 Lockport Street
Youngstown, NY 14174

John Choboy
2641 New Road
Ransomville, NY 14131

Alison Hastings
3226 Porter Center Road
Youngstown, NY 14174

Jessica Rodino
3018 Orchard Drive
Youngstown, NY 14174

The Town of Porter Summer Recreation will run from July 1st to August 8th, 2013.

Re-Hires			
Name		Rate	
Jordan, Trisha		9.36 hr	
Koroschetz, Jordynn E		9.36 hr	
Kowalski, Stephanie		9.36 hr	
LePage, Janeanne		9.36 hr	
Mangano, Nicole J		9.36 hr	
Mooradian, Kelli A		9.36 hr	
Munno, Peter		9.36 hr	
Nyland, Kenneth		9.36 hr	
Price, Vicki		9.36 hr	
Rougeux, Zachary V		9.36 hr	
Sharpe, Andrew		9.36 hr	
Smith, Joshua C		9.36 hr	
New Hires			
Choboy, John		8.53 hr	
Fischer, Shauna		8.53 hr	
Hastings, Alison		8.53 hr	
King, Savannah		8.53 hr	
Puzan, Jordin		8.53 hr	
Rodino, Jessica		8.53 hr	
Skimin, Terese		8.53 hr	
Tewsley, Jack		8.53 hr	

RESULT: REPORT ISSUED

12. Resolution 2013-64

Summer Recreation Leaders P/T

Resolution authorizing the hiring of the summer recreation leaders P/T, for the 2013 season, at the rates indicated.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Thomas Baia, Deputy Supervisor
SECONDER: Jeff Baker, Councilman
AYES: Mert Wiepert, Thomas Baia, Jeff Baker, Joe Fleckenstein
ABSENT: Larry White

13. Report 2013-106

Justice Court

JUSTICE FINES 2013		01-1000.2610	
	GROSS REVENUE	DISTRIBUTIO N	NET REVENUE
	_____	_____	_____
JANUARY	4,515.00	(2,415.00)	2,100.00
FEBRUARY	3,860.00	(1,670.00)	2,190.00
MARCH	4,807.00	(3,437.50)	1,369.50
APRIL	3,990.00	(1,795.00)	2,195.00
MAY			0.00
JUNE			0.00
JULY			0.00
AUGUST			0.00
SEPTEMBER			0.00
OCTOBER			0.00
NOVEMBER			0.00
DECEMBER	_____	_____	_____
	17,172.00	(9,317.50)	7,854.50

RESULT: REPORT ISSUED

14. Report 2013-107

Highway

Highway Department:

1. Completed monthly brush pickup.
2. Completed Micro Resurfacing of Curtiss Ave., Manor Dr., Meadow Dr. and Cain Road.
3. Completed the third round of roadside mowing.

4. Completed trimming around guard rails.

Drainage Department:

1. Started off road ditch mowing program.

Water and Sewer Department:

1. Completed monthly meter reading.
2. Completed 2 water service installations.
3. Completed repairs to Balmer Road Water Tank.
4. Completed repairs of two sewer grinder pumps.

Porter on the Lake:

1. Completed installation of a new pole and security light.
2. Completed mowing and trimming of the park 7 times.
3. We have removed 2 of the large picnic tables from service as they were unrepairable. Will need to purchase new tables.

Respectfully submitted,

Scott B. Hillman

Superintendent of Highways

RESULT:	REPORT ISSUED
----------------	----------------------

15. Resolution 2013-66

Agreement to Spend Town Highway Funds

Per Section 284 of the Highway Law, the Town agrees that money levied and collected for repair and improvement of highways, and received from the State for repair and upgrading of same, shall be expended for general repairs and improvements.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jeff Baker, Councilman
SECONDER:	Joe Fleckenstein, Councilman
AYES:	Mert Wiepert, Thomas Baia, Jeff Baker, Joe Fleckenstein
ABSENT:	Larry White

16. Resolution 2013-67**Speed Limit Reduction**

Motion was made to have the Town Clerk request that the NYSDOT conduct a traffic study, pursuant to Section 1622.1 of the V & T Law, to establish a lower maximum speed limit on Youngstown-Wilson Road, from Route 93 to Cothran Road.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jeff Baker, Councilman
SECONDER:	Joe Fleckenstein, Councilman
AYES:	Mert Wiepert, Thomas Baia, Jeff Baker, Joe Fleckenstein
ABSENT:	Larry White

17. Report 2013-108**Engineer**

No report at this time

RESULT:	REPORT ISSUED
----------------	----------------------

18. Report 2013-109**Attorney**

Attorney Dowd reported he was contacted by Mr. Ries who would like to talk with the Town regarding a waterline easement on the south side of Lake Road, which he owns, behind Ray's Restaurant. It is not used and he'd like to make arrangements with the Town to take it over. This will be discussed by Attorney Dowd, Highway/Water Superintendent Hillman, Code Enforcement Officer Rogers and Mr. Ries.

Attorney Dowd also suggested that the Board move to set up a date for a public hearing, next board meeting, to address this issue, *if necessary*.

Tom Baia moved and Jeff Baker seconded. Wiepert - aye; Fleckenstein - aye. Motion was carried.

Mr. Dowd also said that a another meeting should be set up between Supervisor Wiepert, Youngstown Village Mayor Reynolds, Village Attorney Caserta and himself to discuss the 40 year-old sewer agreement.

RESULT: REPORT ISSUED

19. Resolution 2013-63

Harrison Lane

Harrison Lane Easement

RESULT: WITHDRAWN

20. Report 2013-110

Grant Writer

No report at this time.

RESULT: REPORT ISSUED

21. Report 2013-111

Correspondance

Reference to Mr. Ries' easement request can be found in the Attorney Dowd's report.

RESULT: REPORT ISSUED

22. Report 2013-112

Calendar of Events

Deadline for Submission of Bids for Town Hall Roof - Thursday, June 20 - 2:00 p.m. @ Town Hall

Zoning Board

Thursday, June 20 - 7:00 pm @ Town Hall

Street Dance

Thursday, June 20 - Village of Youngstown Main Street

SUMMERFEST

Saturday, June 29 - 2 - 10 p.m.

Porter-On-The-Lake \$5.00 Admission

4 Bands, Fireworks, Food, Beer/Wine

Planning Board	Monday, July 1st, 7:00 p.m. Town Hall
Town Board Work Session (Tentative)	Monday, July 1st - 6:30 pm @ Town Hall
Town Hall <u>CLOSED</u>	Thursday, July 4th and Friday, July 5th
Town Board	Monday, July 08 - 7:00 pm @ Town Hall

RESULT:	REPORT ISSUED
----------------	----------------------

23. Report 2013-113

Town Board Comments

With nothing else before the Board, the meeting was adjourned @ 8:10 p.m.

Gail Zachary,
Town Clerk

RESULT:	REPORT ISSUED
----------------	----------------------