



# Town of Porter

## Town Board Meeting

~ Minutes ~

3265 Creek Road  
Youngstown, NY 14174

[TownofPorter.Net](http://TownofPorter.Net)

Gail Zachary

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Monday, August 9, 2010

7:00 PM

Town Hall Auditorium

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### I. Call to Order

7:00 PM Meeting called to order on August 9, 2010 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	Present	
Jeff Baker	Town of Porter	Councilman	Present	
Joe Fleckenstein	Town of Porter	Councilman	Present	
Dave Britton	Town of Porter	Engineer	Absent	
Gail Zachary	Town of Porter	Town Clerk	Present	
Mike Dowd	Town of Porter	Attorney	Present	
Norm Ault	Town of Porter	Bookkeeper	Present	
Roy Rogers	Town of Porter	Code Enforcement Officer	Absent	
Scott Hillman	Town of Porter	Highway Superintendent	Present	
Susan Driscoll	Town of Porter	R. P. Appr Tech - Trainee	Present	

### II. Public Portion

#### 1. Report 2010-108

#### Public Comments

There were no comments from the public.

<b>RESULT:      REPORT ISSUED</b>
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### III. Reports/Resolutions

#### 1. Resolution 2010-96

#### Minutes Approval

Resolution accepting the minutes of the July 12, 2010, Town Board Meeting and the July 22, 2010 Town Board Special Meeting.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Thomas Baia, Deputy Supervisor
<b>SECONDER:</b>	Jeff Baker, Councilman
<b>AYES:</b>	Wiepert, Baia, White, Baker, Fleckenstein

## 2. Resolution 2010-97

### Payment of Audited Vouchers

#### TOWN OF PORTER

WARRANT: POST AUDIT - JULY 2010 7/31/10

FUND	01	7,120.44
FUND	02	6.24
FUND	04	203.31
FUND	06	389.41
FUND	07	1,598.14
FUND	28	7,748.47
FUND	33	1,669.54
FUND	35	1,500.00
TOTAL		<u>20,235.55</u>

VOUCHER 'S 14172 THRU 14205

WARRANT: # 8 AUGUST, 2010 8/9/10

FUND	01	17,161.72
FUND	02	38,163.82
FUND	03	0.28
FUND	04	47,120.77
FUND	06	3,713.83
FUND	07	60,285.53
FUND	10	719.53
FUND	33	1,269.99
TOTAL		<u>168,435.47</u>

VOUCHER 'S 14206 THRU 14305

188,671.02

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

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### 3. Report 2010-109

#### Town Clerk

July 2010

Water Receipt - \$23,644.04  
Sewer Revenue - \$15,558.11  
License and Fees - \$ 840.01  
S.P.C.A Contacts -

Received correspondence from George Spira, Town of Porter Planning Board Chairman and training instructor that, on June 10, all members of the planning and zoning boards were in attendance for his class on wind regulations and the Town's comprehensive plan. Attorney Dowd presented information on SEQRA, and Bill Tower and Joe Fleckenstein gave an overview of the Right-to-Farm law.

Along with Councilman Fleckenstein and Attorney Dowd, building inspector/code enforcement officer, Roy Rogers, was also in attendance.

This training will constitute the planning and zoning board members' mandated 4-hour training.

Received three certified letters; one from the *Niagara Frontier Country Club*, one from Shelly and Ted Shaw, owners of the *Depot* in Ransomville, and the third from Johnston's Restaurant, notifying this office that they are applying for the renewals of their liquor licenses.

**RESULT: REPORT ISSUED**

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**4. Report 2010-110****Supervisor**

- Supervisor's Monthly Report for July 2010 was distributed to all Town Board members.
- June Sales Tax \$127,154.38. This year we are up \$6,464.87, year to date.
- Resolution to accept the Supervisor's Report for July 2010.
- Resolution declaring the Town of Porter lead agency on their windmill projects.

<b>RESULT:      REPORT ISSUED</b>
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**5. Resolution 2010-98****Acceptance of Supervisor's Report**

Resolution to accept the July 2010 Supervisor's Monthly Report.

<b>RESULT:</b> <b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b> Jeff Baker, Councilman
<b>SECONDER:</b> Thomas Baia, Deputy Supervisor
<b>AYES:</b> Wiepert, Baia, White, Baker, Fleckenstein

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**6. Resolution 2010-99****Windmills SEQRA**

Resolution authorizing the Town of Porter as lead agency and to complete the short SEQRA showing a negative impact for the wind turbine projects at Town Hall and the Department of Public Works.

Councilman Fleckenstein stated that the Town could save approximately 50% on electricity at both sites.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Thomas Baia, Deputy Supervisor
<b>SECONDER:</b>	Larry White, Councilman
<b>AYES:</b>	Wiepert, Baia, White, Baker, Fleckenstein

## 7. Resolution 2010-109

### Negative Impact/Wind Turbine

The Town Board has, after reviewing the SEQRA, determined that there are no potential adverse impacts on the environment at either the Highway Garage on Braley Road or the Town Hall on Creek Road.

After the Supervisor sign the SEQRA forms for each site, copies will be sent to CRA, the town engineers, and Malcolm Pirnie, environmental consultants.

Attorney Dowd said it was not necessary to send these forms to the Department of Environmental Conservation.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeff Baker, Councilman
<b>SECONDER:</b>	Joe Fleckenstein, Councilman
<b>AYES:</b>	Wiepert, Baia, White, Baker, Fleckenstein

## 8. Report 2010-111

### Supervisor's Assistant

Bookkeeper's Monthly Report - July 2010

1. Completed processing all July 2010 Vouchers and Journal Entries.
2. Prepared Supervisor's Monthly Report for July 2010 and distributed it to the Supervisor and Town Board members.
3. Completed Bi-weekly and Monthly payrolls.
4. Completed Check registers for all check payments.
5. Continued maintenance on the Web Page, [www.townofporter.net](http://www.townofporter.net)
6. Continuing to work with Town Clerk on the MinuteTraq program.
7. Need the following budget adjustments:

07-8120.0004 Sewage Collection Contractual	\$11,023.00
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07-9950.0009	Trans Capital Projects	( 11,023.00)
01-8810.0001	Cemeteries Personal Serv	\$ 15.00
01-8810.0004	Cemeteries Contractual	( 15.00)
04-5140.0001	Brush/Weeds Personal Serv	\$ 230.00
04-5110.0001	Gen. Repairs Personal Serv	( 230.00)

8. Need a resolution to set a Public Hearing to authorize issuance of a BAN in the amount of \$55,000.00 to complete the emergency I & I project.

*Highway Superintendent Hillman said that, according to Tim Lockhart, there is now a reduction of extraneous flow.*

9. It's Budget time again. I will be sending out, to all department heads, a record of all expenses for all of 2009 and so far in 2010. All budget requests should be returned to the budget office no later than September 10, 2010.

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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## 9. Resolution 2010-100

### Budget Adjustments

Resolution authorizing the following budget adjustments:

07-8120.0004	Sewage Collection Contractual	\$11,023.00
07-9950.0009	Trans Capital Projects	( 11,023.00)
01-8810.0001	Cemeteries Personal Serv	\$ 15.00
01-8810.0004	Cemeteries Contractual	( 15.00)
04-5140.0001	Brush/Weeds Personal Serv	\$ 230.00
04-5110-0001	Gen. Repairs Personal Serv	( 230.00)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeff Baker, Councilman
<b>SECONDER:</b>	Larry White, Councilman
<b>AYES:</b>	Wiepert, Baia, White, Baker, Fleckenstein

**10. Resolution 2010-101****Public Hearing**

Resolution to hold a Public Hearing at 7:00PM, Monday, September 13, 2010 at the Porter Town Hall. The purpose of the Public Hearing is to authorize the issuance of a B.A.N. (Bond Anticipation Note) in an amount not to exceed \$55,000.00 for the purchase of new flow meters, vent hats and GPS system for the sewer district. The funds will be secured from the Town of Porter Capital Projects Fund at the interest rate of 2.5%.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Thomas Baia, Deputy Supervisor
<b>SECONDER:</b>	Jeff Baker, Councilman
<b>AYES:</b>	Wiepert, Baia, White, Baker, Fleckenstein

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**11. Report 2010-112****Assessor**

From: Barbara J. Oaks, Acting Assessor

July 31, 2010

1. Completed monthly inspections for verification of sales and completion of all building projects.
2. Processed monthly sales transfers and splits.
3. Received final roll-2010 -updated website with new info.
4. Aided census bureau with current information regarding property addresses
5. Susan attended several classes to further her education in assessing
6. Updated permit info-beginning field checks on progress of construction
7. Reviewing all exemptions, exemption amounts and criteria to see where updating may be needed.
8. Continued to train Susan in all aspects of assessing.

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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## 12. Resolution 2010-102

### Over 65 Low Income Exemption

Re: Sliding scale income amounts for aged exemptions

"It has come to our attention that it may be time to take a look at, and revise, the sliding scale amounts (income) that set the criteria for extending the Over 65, low income, exemption. Reviewing Town records, these rates have not been changed in over 10 years. Our present (sliding) scale (total income) runs from a low of \$12,025 for a 50% exemption to a high of \$19,525 for an exemption of 10%.

The time seems appropriate to reconsider these limits. Currently, the County, as well as several towns, has adopted as law \$18,025 for a 50% exemption up to \$25,525 (10% exemption). I recommend these amounts should be the new income criteria for extending the exemption.

If you change these limits now, it would be in effect for this tax roll year and applicable to all applications received before 1 March, 2011. If not, the change could be (and would have to be stated by resolution) effective as of 1 March, 2011, and would not apply until the 2012 tax year. My recommendations would be to adopt it now for this year." Barbara Oaks, Acting Assessor

Requested sliding scale:

If income is:	Percent of exemption is:
Less than \$18,025	50%
\$18,025 to \$19,024.99	45%
\$19,025 to \$20,024.99	40%
\$20,025 to \$21,024.99	35%
\$21,025 to \$21,924.99	30%
\$21,925 to \$22,824.99	25%
\$22,825 to \$23,724.99	20%
\$23,725 to \$24,624.99	15%
\$24,625 to \$25,524.99	10%

Resolution authorizing the raising of these exemptions to the numbers listed above. They would be in effect for this tax roll year and applicable to all applications received before 1 March, 2011.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Larry White, Councilman
<b>SECONDER:</b>	Jeff Baker, Councilman
<b>AYES:</b>	Wiepert, Baia, White, Baker, Fleckenstein

### 13. Report 2010-113

#### Summer Recreation Status

The Town of Porter recreation program started July 6<sup>th</sup>. There were 393 children registered as of July 16, 2010. The breakdown is as follows:

Group A	(1 <sup>st</sup> & 2 <sup>nd</sup> graders)	77
Group B	(3 <sup>rd</sup> & 4 <sup>th</sup> graders)	93
Group C	(5 <sup>th</sup> & 6 <sup>th</sup> graders)	102
Group D	(7 <sup>th</sup> - 10 <sup>th</sup> graders)	121

Even though it has been a very hot and humid summer, our daily average attendance is over 140. On Fridays we have gone swimming at Fort Niagara. We have taken field trips to Snow Park, Balmer Road Walleye Ponds, The Buffalo Zoo, Fantasy Island, Skateland and Darien Lake. Special entertainment has been presented by Birds of Prey, Tiger Tom (song & story teller) and a DJ for a recreation dance.

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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### 14. Report 2010-114

#### Highway

Department of Public Works  
Monthly Report for July 2010

#### Highway Department:

1. Completed monthly brush pickup.
2. Working on the third round of roadside mowing.
3. Completed ditching and installation of culvert liners in 2 cross culverts on Dickersonville Road.
4. Re-graded the driveway at Niagara River Anglers for free fishing day.
5. Provided assistance to the Town of Wilson with 2 trucks hauling materials for their Nova Chip resurfacing project.

6. Completed stream diversion and installed the first culvert liner on Cain Road. We are awaiting the grout installation before installing the second set of liners. We have received assistance from the Town of Lewiston with their excavator and bulldozer working on the project.

**Drainage Department:**

1. We are continuing the mowing program.
2. We have removed a large dam blocking the 12 mile creek of Braley Road at the Wilson/Porter Line.
3. We have contacted the NYSDEC regarding a beaver dam in the drainage ditch west of Lutts Road. They have issued us a permit to have the beavers removed prior to removing the dam in the ditch. We have retained the services of a nuisance trapper authorized by the DEC to remove the beavers before the dam is destroyed.

**Water and Sewer:**

1. Completed monthly meter reading.
2. Completed repairs to a fire hydrant on Creek Road.
3. Have started hydrant painting and servicing of all hydrants.
4. We are continuing our I&I Inspections.

**Important Notice:**

Niagara County has a culvert replacement project scheduled for **Ransomville Road**, which will force the closure from New Road to Braley Road, from August 23 through Sept 03, 2010.

The culvert is located just north of the Hamlet of Ransomville (I will provide the nearest addresses to Emergency Services).

A detour will be signed that will use New Road to Palmer Road; Palmer Road to Braley Road and Braley Road to Ransomville Road.

Superintendent Hillman stated the GPS software for manhole inspections, etc., will be downloaded soon.

<b>RESULT:      REPORT ISSUED</b>
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**15. Resolution 2010-103****Water/Sewer Adjustments**

Re: Account Adjustments for the month of July

The following adjustments were made to water/sewer accounts this month.

<u>Account #</u>	<u>Amount</u>	<u>Service</u>
20-0250.01	\$89.13	Water
	\$259.23	Lakeshore

Reason: Bill was estimated for a number of years, new meter pit installed, adjustment necessary.

Respectfully submitted,

Ramona M. Lockhart

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Thomas Baia, Deputy Supervisor
<b>SECONDER:</b>	Joe Fleckenstein, Councilman
<b>AYES:</b>	Wiepert, Baia, White, Baker, Fleckenstein

## 16. Resolution 2010-108

### Cain Road Contract Change

Resolution authorizing a contract increase concerning the extension of the south side headwall to the wing wall. This contract increase is with Mark Cerrone, Inc, in the amount of \$4,403.00. This is in reference to the Cain Road Drainage Project.

This resolution is a result of problems encountered with the bank and extra materials needed.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeff Baker, Councilman
<b>SECONDER:</b>	Larry White, Councilman
<b>AYES:</b>	Wiepert, Baia, White, Baker, Fleckenstein

## 17. Report 2010-115

### Building Inspector/Code Enforcement Officer

<u>Doc #</u>	<u>Issue Date</u>	<u>Owner</u>	<u>Document Type</u>	<u>Property Location</u> <u>SBL</u>	<u>Valuation</u>	<u>Amount</u>
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**July**

036-10	7/19	Shawn Ferguson	Above Ground Pool	414 Hawthorne Pl 59.14-2-52	\$2,550	\$25
037-10	7/19	Schmoyer Building Co Inc	Fence	1809 Lake Rd 33.10-1-11	\$1,000	\$25
038-10	7/30	John Brett	Addition	1579 Lake Rd 32.16-1-24	\$16,000	\$100
<b>July Total</b>					<b>\$19,550</b>	<b>\$150</b>
<b>Year to Date</b>					<b>\$1,909,600</b>	<b>\$2,375</b>

## BUILDING DEPARTMENT REPORT: Month July 2010

- 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.
- Attended Zoning Board of Appeals and Town Board meetings.
- Pursued numerous zoning code violations and issued to the Supervisor “Order of Violations Report” for the month of July 2010.
- Continued review of draft new zoning law and subdivision regulations.
- Training for new Building Department software installation.
- State mandated training - 2010 Code updates (7 hours).

<b>RESULT:      REPORT ISSUED</b>
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**18. Report 2010-116****Engineer****1. Cain Road Capital Improvement Project**

Contract Awarded to Mark Cerrone Inc. Bulkhead construction and grouting operations scheduled to begin week of August 9<sup>th</sup>, 2010 pending approval of

insurance certificate, shop drawing submittals, grouting plan and construction schedule.

**2. Engineering Support Services**

Site visit to 2391 Lake Road (residential property) completed in conjunction with the Building Department's continued investigation and determination of building envelope size.

Submitted a drainage review letter in connection with 3880 Dickersonville Road site improvements

**3. Planning Board Reviews**

Attended the planning board meeting on August 5, 2010.

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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**19. Report 2010-117**

**Attorney**

none

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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**20. Report 2010-118**

**Grant Writer**

**Grants Status Report:**

**War of 1812 Grant:** We have submitted a joint request with the Village of Youngstown to the War of 1812 Legacy Council for a Peace Garden that would be installed within Porter on the Lake. The Peace Garden is a 10 x 10 foot patio with engraved bricks with names of the people that lived in our Town during that time period Two commemorative benches will be purchased that will also depict information from that time period. The application was assisted by Susan Dietz our Town Historian.

**Greenway (2010):** As you all know, the Niagara River Greenway sighted our project as "consistent" with the Niagara River Greenway Guidelines. A call has been put into the Niagara County Standing Committee for a Presentation date. As soon as we have a date we would like support by the Park Committee as well as anyone from the Town Board to attend this meeting/presentation. I will let everyone know as soon as I have a date.

The proposed park improvements will provide all users with safer and improved access to all park amenities and will construct the facilities and infrastructure needed for passive recreation and leisure entertainment. The work proposed in this project focuses on three tasks:

- 1. Installation of Playground Equipment:** The Town will install playground equipment that is compliant with NYS Safety Standards and that meets ADA-compliance standards for residents requiring special needs. The attached sheet outlines each piece of equipment that will be installed.
- 2. Portable Amphitheater/Concert Bandstand:** The Town has budgeted \$100,000 for the construction of the amphitheater. The amphitheater will be available for use all year round.
- 3. “Green” construction of a 10 ft. wide, 2,700 linear ft. perimeter & interconnecting trail:** The proposed trail system will connect the Park entrance, parking area, restroom facilities, basketball court, and all existing and proposed picnic shelters. At a standard width of 10 feet, the trails will allow for safe walking and biking traffic in both directions. The proposed trail will carry a 25-year life expectancy to ensure extended life of the pavement. Green, wet weather infrastructure techniques (strongly recommended by the EPA) will be employed in construction. The trails will be constructed out of a permeable material (porous concrete pavers filled with gravel) to allow filtration of rainfall. Permeable materials reduce the amount of pooled water, contributing to the improved quality of water runoff as well as the aesthetics and conditions of the park landscape for park visitors.

**Congressional Appropriation:** We are working with Congresswoman Slaughter’s office to match the Ransomville Waste Water project with new economic stimulus money that will be released this fall and will be administrated through the a Congressional Appropriation. We have the 2005 engineering report. More details to follow.

**NYSERDA RFP 1613:** Not announced yet

**Greenway (2009):** On June 18<sup>th</sup> we were awarded \$20,000 for the Recreational Study through the Town of Lewiston has our sponsor. We will prepare a RFQ for the Study. The check should be given to the Porter shortly (they are waiting for the resolution from the Host committee with the Bank voucher.)

**Qualities Communities Grant Program:** We are continuing to work on the Qualities Communities Grant Program to comply with NYS Town Law, the Town, to update their Land Use regulations to reflect the recommendations of the recently adopted Comprehensive Plan. We have continued to work on quarterly and semiannual reports to Albany to date. This includes committee meetings, review with the consultant and reviews with Albany. The June status report has been sent in.

<b>RESULT:</b> <b>REPORT ISSUED</b>
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**21. Report 2010-119****Porter-On-The-Lake****PORTER-ON-THE-LAKE COMMITTEE MEETING**

JULY 19, 2010

**ATTENDING:**

Gloria Baker	Cathy Burns	Ernie Lavigueur	Bob Reese	Meg Whitmore
Jeff Baker	Tony Collard	Sue Martin	Larry White	
Fran Boltz	Don Larrabee	Nancy Orsi	Linda White	

Chairman Reese called the meeting to order at 6:31pm. Those in attendance were referred to the Town web site for the minutes of the previous meeting.

**PUBLIC COMMENT:**

- a. Reminder-on 7/20 at 3pm the POTL presentation will be made to the Greenway Commission at Beaver Island Clubhouse. All are invited to attend.
- b. Calls were made from POTL concerning the loss of power. It developed that it was part of an area wide outage.
- c. Many more people are using the hole in the fence near Schmoyer's property for access to the park. It was clarified that the fencing has been cut. It was recommended that it be fixed.

**TOWN COUNCIL:** Jeff Baker presented plans for a permanent structure to be used for a stage. See OLD BUSINESS/LABOR DAY.

**TOWN BOOKKEEPER'S REPORT:** Chairman Reese presented the Bookkeeper's Report in place of Norm Ault. There is currently \$31,640 in the Park Account. There is also \$20,000 to be used only for the Master Plan.

**OLD BUSINESS:**

- a. **LABOR DAY**-the hours are 12noon-8pm; there are approximately 5 bands for a cost of \$6000. Jeff Baker is working on an agreement with the fire companies for the beer sales . This will be approved by Mike Dowd. The Committee would like to presell admission tickets. They would be the tear-off kind. Insty Prints will start by printing 2500. The donation is \$5 per person. The promoter is doing a poster. There is more info on the POTL website. The sub-committee for the Kids Activities are planning to have family time activities (kickball, races, water balloons, toss) from noon to 4pm. Depending on the cost, there will be 1 or more bounce houses from noon to 6pm. There will also be a magician/clown from 2:30-5pm. It was suggested that the sub- committee look into getting ponies and having more activities for the 2-5 year olds. Flyers will be posted in Ransomville and handed out as cars enter the park with times of the activities. \$1000 will be allocated for the Kids Activities. The next meeting for this group is on 7/26, 6:30-7:30 at the pavilion at POTL. Currently there is \$7000 pledged from sponsors and \$1000 from vendors. New sponsors should get in touch with Gloria at 1<sup>st</sup> Niagara. The Coast Guard, Hawk Creek, US Border Patrol are coming. There will be a 50/50 contest but no basket auction. The Scouts will do the parking. Jeff Baker talked about getting Golf carts for the day. The "blue rooms" are coming from Modern. There was discussion concerning the widening of the road to 2 lanes by Labor Day. Discussion returned to the topic of the stage Jeff had information from PARCO that a 16X32X9 structure with a metal roof and railings would cost \$15,873. Additionally, the cost of a cement pad and underground electrical wiring need to be added to the total cost. For Parco, it is 10% down, 40% due at the start, 40% due upon framing and the rest when the structure is completed. It is to be sited on the southeast side near the trees so that the sound would be directed towards the pavilion and away from the homes. Nancy Orsi clarified that 3 bids need to be sought for this project. A motion was made that would recommend to the Town Council that "there be a permanent structure built for multipurpose use at Porter on the Lake" The motion was made by Larry White and seconded by Ernie Lavigueur. The motion passed with a vote of 12 ayes and 1

- no.
- b. **PARK SIGN**-Tom and Mike O'Connor planted the flowers under the sign. They will donate mulch.
  - c. **TJ MARIES**-still waiting for permits. He is putting together a list of suppliers for bids. Dan Truesdell will dig out the area before the scheduled work day.
  - d. **BRYK PLUMBING**-replaced the water heater. It was still under warranty.
  - e. **DAVE WEBB**-will repair the concrete in the pavilion. Dave has also contacted American Concrete and arranged for them to donate the cement.
  - f. **MEMORIAL BENCHES**-a suggestion was made to check with Kistner Concrete Products in Lockport for premade forms.

**NEW BUSINESS:**

A group called the Buffalo Triathlon Club has been using the park on weekend mornings for the running part of their training sessions.

**CHAIRMAN'S REPORT:**

- a. The **SHERIFF'S WORK RELEASE PROGRAM** will come to POTL on 8/13 and 9/7, the day after Labor Day.
- b. **JUDGES' COMMUNITY SERVICE**-2 boys are finishing up their required community service time.
- c. **NEW EAGLE SCOUT PROJECT**-there may be another Eagle Scout wanting to complete a project at the park.
- d. **PLAQUES**-the committee was asked to begin to compile a list of people or corporations to present a "recognition for your contribution to POTL" plaque.

**NEXT MEETING IS SCHEDULED FOR MONDAY, AUGUST 23<sup>RD</sup> AT 6:30 PM AT THE PAVILION AT POTL.**

The meeting adjourned at 8:07pm.

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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**22. Resolution 2010-104****Fence Repair - Porter-On-The-Lake**

Resolution authorizing Fox Fence to repair the fence problems at Porter-on-the-Lake in an amount not to exceed \$2,396.00. It should be noted this price is discounted for labor and materials, with the costs of equipment and overhead removed entirely.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Larry White, Councilman
<b>SECONDER:</b>	Jeff Baker, Councilman
<b>AYES:</b>	Wiepert, Baia, White, Baker, Fleckenstein

**23. Resolution 2010-105****POTL Stair Project**

The Town has received three (3) price quotes for materials to be used for the Eagle Scout project at Porter-on-the-Lake. The quotes are as follows:

84 Lumber	\$1,639.21
DF Calkins Lumber	2,183.50
GUI'S Lumber	2,853.14

This resolution authorizes the project to start and to purchase all materials for the project from 84 Lumber.

T. J. reported that the project should be completed within the next couple of weeks. It was noted that Rebecca Anderson, DEC officer, was instrumental in getting this project approved by the DEC in a timely manner. Councilman Baia congratulated T. J. on his continuing efforts.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Thomas Baia, Deputy Supervisor
<b>SECONDER:</b>	Joe Fleckenstein, Councilman
<b>AYES:</b>	Wiepert, Baia, White, Baker, Fleckenstein

**24. Resolution 2010-106****Stage Project - Porter-On-The-Lake**

The Town of Porter solicited three bids to construct a "stage", pavilion at Porter-on-the-Lake at a location there to be determined. The quotes received are:

Parco Building Systems	\$15,873.00
Rod & Sons	17,980.00
La Casa Builders	19,751.00

This resolution awards the bid to PARCO Building Systems in the amount of \$15,873.00 and authorized the Supervisor to sign all necessary paper work.

It was further reported that the structure will be 16' x 32', with a metal roof and open sides with a rail around the platform. It was also stated that this will not jeopardize Greenway money.

**RESULT:**       **ADOPTED [UNANIMOUS]**  
**MOVER:**        Larry White, Councilman  
**SECONDER:**   Jeff Baker, Councilman  
**AYES:**         Wiepert, Baia, White, Baker, Fleckenstein

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**25. Resolution 2010-107**

**Road Improvement - Porter-On-The-Lake**

Resolution authorizing the upgrade of the road in Porter-on-the-Lake by Truesdell Trucking for two lane traffic in the amount of \$4,700.00 and to authorize the Supervisor to sign all necessary paper work.

This project is expected to be completed before the Labor Day Fest.

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

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**26. Report 2010-120**

**Correspondence**

Received Waste Management's second quarter Gross Receipts Tax report. During the first 6 months they have collected \$175, 463.00. This is a reduction of (\$167,318.00) from last year

**RESULT:**       **REPORT ISSUED**

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**27. Report 2010-121**

**Calendar of Events**

Land Use Public Hearing

Monday, August 16th - 7:00pm at

Porter Town Hall

Zoning Board of Appeals Mtg

Thursday, August 19th - 7:30pm at  
Porter Town Hall

Porter-On-The-Lake Mtg

Monday, August 23rd - 6:30pm at POTL

Demonstration of New  
Voting Machines

Monday, August 30<sup>th</sup> - at Porter  
Town Hall 10AM - 2PM and  
4PM - 7PM

Labor Day            Offices **CLOSED**

Monday, September 6th

Labor Day Festival

Monday, September 6th  
Porter-on-the-Lake

Regular Town Board Meeting

Monday, September 13th -  
7:00pm at Porter Town Hall

Planning Board Mtg.

Thursday, September 02 @ 7:00 pm  
At Porter Town Hall

**RESULT:      REPORT ISSUED**

**28. Report 2010-122**

**Town Board Comments**

With no further business before the Town Board the meeting was adjourned at 8:08 pm.

Gail Zachary  
Town Clerk

**RESULT:      REPORT ISSUED**

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