



Town of Porter

Town Board Meeting

~ Minutes ~

3265 Creek Road
Youngstown, NY 14174

TownofPorter.Net

Gail Zachary

Tuesday, October 12, 2010

7:00 PM

Town Hall Auditorium

I. Call to Order

7:00 PM Meeting called to order on October 12, 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	
Barb Dubell	Town of Porter	Deputy Town Clerk	Present	
Dave Britton	Town of Porter	Engineer	Present	
Gail Zachary	Town of Porter	Town Clerk	Absent	
Mike Dowd	Town of Porter	Attorney	Present	
Norm Ault	Town of Porter	Bookkeeper	Present	
Roy Rogers	Town of Porter	Code Enforcement Officer	Present	
Scott Hillman	Town of Porter	Highway Superintendent	Present	

II. Public Portion

1. Report 2010-139

Public Comments

Sandra Dell' Aria, 3765 Ransomville Road, has been to the Planning Board and the Zoning Board trying to get approval to keep a miniature horse on her property. She would like to have a breakdown of the law concerning the land requirements, and was told to return to the zoning board for their input.

RESULT: REPORT ISSUED

III. Reports/Resolutions

1. Resolution 2010-128

Acceptance of Minutes

Resolution to accept the minutes of the September 13, 2010 regular meeting of the Porter Town Board and the minutes of the October 1, 2010 Town Board Work Session.

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

2. Resolution 2010-129

Payment of Audited Vouchers

Resolution to pay the audited vouchers, as presented.

TOWN OF PORTER

WARRANT: POST AUDIT - SEPT 2010 9/30/10

FUND 01	16,307.94
FUND 02	4.21
FUND 04	324.57
FUND 06	390.95
FUND 07	1,380.55
FUND 33	5,184.64
TOTAL	<u>23,592.86</u>

VOUCHER 'S 14431 THRU 14453

WARRANT: # 10 OCTOBER, 2010 10/12/10

FUND 01	15,032.85
FUND 02	46,204.88
FUND 04	41,863.11
FUND 06	5,866.60
FUND 07	4,641.35
FUND 10	796.38
FUND 33	1,514.23
TOTAL	<u>115,919.40</u>

VOUCHER 'S 14454 THRU 14540

139,512.26

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

3. Report 2010-140

Town Clerk

September 2010 Revenue

Water	\$45,321.35	
Sewer	\$ 7,209.42	
Licenses and Fees	\$ 730.35	
S. P. C. A. Contacts		26

RESULT:	REPORT ISSUED
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4. Report 2010-141

Supervisor

- Supervisor’s Monthly Report for September 2010 was distributed to all Town Board members.
- August Sales Tax \$85,972.38. This year we are up \$8,966.19 over last year.
- Resolution to accept the Supervisor’s Report for September 2010.
- Resolution to set final Public Hearing, to hear comments concerning only the changes made to the Land Use Update document, the Subdivision changes and the changes to the Zoning Map.
- Resolution authorizing the change in health care coverage.

- Need to paint crosswalks at the intersection of Ransomville Road and Route 93.

RESULT: REPORT ISSUED

5. Resolution 2010-133

Crosswalk Painting

Resolution authorizing Highway Superintendent Hillman to have the crosswalks painted at the intersection of Ransomville Road and Route 93.

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

6. Resolution 2010-130

Acceptance of Supervisor's Report

Resolution to accept the Supervisor's report for September 2010.

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

7. Resolution 2010-131

Land Use Update/Public Hearing

Resolution to hold a public hearing at the Town Hall on Monday, November 8, 2010, at 7:00 p.m. to discuss public comments regarding the land use zoning changes,

regulations and zoning map.

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

8. Resolution 2010-132

Hospitalization

WHEREAS: If the Town keeps the same health insurance coverage, the cost will increase by 25%, or about \$31,000. Obviously in these economic times, the policy in its' current form is cost prohibitive. The Town reviewed other options, including changing carriers from Blue Cross-Blue Shield to Independent Health. We have decided to change from our current "PPO" plan to a "POS" plan offered by Blue Cross-Blue Shield. The plan will still be a high deductible, \$1,250/\$2,500 (the Town pays the deductible). After the deductible is met, the plans co-pay will be \$15/\$50/50%. This is a drastic increase from the current \$5/\$20/50%; therefore the Town will reimburse employees for any prescription which costs over \$25 per month. The premium and deductible for this plan is actually less by \$3,300 than the current plan. The only increase for hospitalization will be the cost of co-pay reimbursement.

THEREFORE: be it resolved to authorize the Supervisor to sign all necessary paperwork transferring coverage to the above plan effective November 1, 2010.

Councilman Fleckenstein questioned Flexcare's new numbers and Supervisor Wiepert said Flexcare would be called tomorrow to meet with them.

RESULT:	TABLED [UNANIMOUS]	Next: 11/8/2010 7:00 PM
MOVER:	Thomas Baia, Deputy Supervisor	
SECONDER:	Jeff Baker, Councilman	
AYES:	Wiepert, Baia, White, Baker, Fleckenstein	

9. Report 2010-142

Supervisor's Assistant

Bookkeeper's Monthly Report - September 2010

1. Completed processing all September 2010 Vouchers and Journal Entries.
2. Prepared Supervisor's Monthly Report for September 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
6. Continuing to work with Town Clerk on the Minute Traq program.
7. Submitted the 2011 Tentative Budget to the Town Clerk
8. Continued working on the new Assetrac program for fixed assets.
9. Met with Flexcare concerning the 2011 Health Insurance.

RESULT:	REPORT ISSUED
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10. Report 2010-143

Assessor

RE: September, 2010

1. Completed monthly inspections for verification of sales and completion of all building projects.
2. Processed monthly sales transfers and splits.
3. Received result from Small Claim property hearing held in September-the court upheld our value and gave no reduction .
4. Attended September meeting of the Assessor's Association. Topics included reassessment, tax bill problems and a new quarterly assessor newsletter.
5. Continued to follow new legislation regarding exemptions .
6. Updated permit info-continuing field checks on progress of construction
7. Worked on reconciliation of sales to aid in obtaining correct equalization rate for 2011 tax roll.
8. Continued to train Susan in all aspects of assessing.

RESULT:	REPORT ISSUED
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11. Report 2010-144**Highway**

10/12/2010

Department of Public Works
Monthly report for September 2010

Highway Department:

1. Completed monthly brush pickup. The last pickup of the season will be a town wide pickup on November 1st and 2nd.
2. Completed 2 driveway culvert installations.
3. Completed final round of roadside mowing.
4. Provided assistance to the Town of Pendleton with a truck and roller for their Nova-Chip project.
5. Provided assistance to the Town of Cambria with 2 trucks hauling stone for their oil sealing project.
6. Continuing to work on the Cain Road Culvert project. The concrete work has been completed. We are working on shoulder restoration and the reinstallation of the guardrail. Project completion should be by the end of October.
7. We are starting preparation of snow removal equipment.

Drainage Department:

1. The off road mowing program will continue weather permitting.

Water and Sewer Department:

1. Completed monthly meter reading.
2. Completed repairs to water main breaks on Youngstown/Lockport Road and St. Christopher's Lane.
3. The new flow meter for PWSIA South at Swain Rd. has been programmed and is recording.

Respectfully submitted,

Scott B. Hillman
Highway Superintendent

Tom Baia thanked Scott Hillman and the highway crew for their help with the new entrance to Collingwood Estates.

RESULT: REPORT ISSUED

12. Report 2010-145

Building Inspector/Code Enforcement Officer

<u>Document #</u>	<u>Issue Date</u>	<u>Owner</u>	<u>Permit</u>	<u>Property Location</u>	<u>Valuation</u>	<u>Amount</u>	
044-10	9/8/2010	Neil Andrews	Single Family	2330 Lockport Rd	\$150,000	\$1,725	
045-10	9/21/2010	Heidi Kazulak	Shed	1007 Meadow Dr	\$0.00	\$25	
046-10	9/8/2010	Joseph Kelly	Shed	1615 Lockport Rd	\$700	\$25	
047-10	9/22/2010	William Smith	Shed	2506 Balmer Rd	\$1,000	\$25	
048-10	9/22/2010	Phillip Incorvaia	Fence	2495 Lake Rd	\$1,500	\$25	
049-10	9/22/2010	Phillip Incorvaia	Shed	2495 Lake Rd	\$2,000	\$25	
050-10	9/29/2010	Henry Bryk	Cell Tower	611 Blairville Rd	\$150,000	\$500	
					<u>Sept</u>	<u>\$305,200</u>	<u>\$2,350</u>
					2010	<u>\$2,322,900</u>	<u>\$5,001</u>

BUILDING DEPARTMENT REPORT: Month September 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.
- Pursued numerous zoning code violations and issued to the Supervisor “Order of Violations Report” for the month of September 2010.

RESULT: REPORT ISSUED

13. Report 2010-146

Engineer

Mr. Britton reported that CRA has done two drainage reviews that were sent to the Planning Board.

Highway Superintendent Hillman, Councilman Fleckenstein and engineer, Dave Britton, returned to Sue Campbell’s home on Brentwood. The highway crew will clean the roadside ditch and do a camera inspection alongside Brentwood Drive.

RESULT: REPORT ISSUED

14. Report 2010-147

Attorney

Nothing to report tonight

RESULT: REPORT ISSUED

15. Report 2010-148

Porter-On-The-Lake

**PORTER ON THE LAKE COMMITTEE MEETING
AUGUST 23, 2010**

ATTENDING:

Bill Baird	Cathy Burns	Sue Martin	Linda White
Gloria Baker	Dave Lacki	Bob Reese	Meg Whitmore
Jeff Baker	Don Larrabee	Bernie Rotella	Mert Wiepert
Fran Boltz	Ernie Lavigueur	Larry White	Kathy Zasucha

Chairman Reese called the meeting to order at 6:30pm. Those in attendance were referred to the Town web site for the minutes of the previous meeting.

REMARKS:

- a. **PUBLIC COMMENT:** there were questions concerning the location of publicity on the web for the Labor Day Fest.

OLD BUSINESS:

- a. **LABOR DAY**-the Committee was updated on the final preparation for the day. Food and merchandise vendors are still being accepted. The final percentages with the volunteer fire companies was negotiated as 50% for POTL and 50% for the fire companies which results in 25% for each fire company. Golf carts have been secured for the day. Insty Prints donated the tickets for the 50/50 raffle. The Chamber of Commerce would be taking out ads in the Sentinel, the Gazette, brochures and placing it on the web. It would be included on their email blasts and media blasts. Bulletins were sent to LCW-TV. Cathy Burns would be making a banner to hang beneath the Park Sign. Re-enactors are to be invited for the raising of the flag around 3:30pm. There will be limited complimentary tickets available. The vendors can enter any time after 8am.
- Two issues were raised
- the Town is in the process of selling the town's tent. Will it be available for use on Labor Day?
 - there is a strong rumor that the Youngstown Fire Co. is going to schedule their Youngstown Days for Labor Day 2011.
- b. **FRONT GATE AND FENCE REPAIRS**-will be finished by Labor Day
- c. **TJ MARIES**-the steps are fabricated and ready to be placed. Dan Truesdell will excavate on August 28th.
- d. **BRYK PLUMBING**-installed a pressure regulator in the bathrooms
- e. **ROADWAY IMPROVEMENTS**-D. Truesdell is working on extending the road to 20 feet. The culvert will be extended past the fence.
- f. **INPUT/DISCUSSION**
- look into the possibility of hosting the rib fest at POTL. There is a niche for food related festivals and culinary festivals.
 - previously there had been discussion about a Labor Day Run to kick off the Fest. It was seen as too expensive and in conflict with other runs.
 - there is a need for more members on the Park Committee

NEW BUSINESS:

- a. **BANNER**-made by Cathy Burns will be put up this week.
- b. **GRANT WRITER:**
- The Greenway Commission will be meeting at 6pm on September 27th at the

Lower Mountain Rd. Public Safety Building . There will be a presentation to the Ad Hoc Committee. This is open to the public. Petitions will be available to be signed at the Park Fest.

-Suggestions are needed for the Recreational Master Plan. It is for both programming and infrastructure. In order to put together a RFQ more ideas need to be generated.

CHAIRMAN’S REPORT

- a. **SHERIFF’S WORK PROGRAM** - came to the Park on 8/13 and are scheduled to return on 9/7, the day after Labor Day.
- b. **NEW EAGLE SCOUT PROGRAM** - has been proposed. The project will target the pavilion and the bathrooms. They would replace the wood and wrap it with aluminum and/or vinyl.
- c. **BUS STOP BENCHES** - have been donated to the Park. They need some repair but would be a positive addition to the Park.

NEXT MEETING IS SCHEDULED FOR MONDAY, SEPTEMBER 20TH AT THE PAVILION IN THE PARK.

The meeting adjourned at 7:45pm.

RESULT: REPORT ISSUED

16. Resolution 2010-117

Porter-On-The-Lake Lighting Upgrade

Resolution allowing National Grid to upgrade the lights at Porter-on-the-Lake in the amount of \$2,082.44. Payment in full includes a discount of 15%. Payments can also be made monthly or annually; \$204.16 per month and \$102.08 per month, respectively.

After some discussion, it was decided to table this resolution until after a breakdown of usage is provided.

HISTORY:

09/13/10	Board	TABLED
Next: 10/12/10		

RESULT:	TABLED [UNANIMOUS]	Next: 11/8/2010 7:00 PM
MOVER:	Thomas Baia, Deputy Supervisor	
SECONDER:	Larry White, Councilman	
AYES:	Wiepert, Baia, White, Baker, Fleckenstein	

17. Report 2010-149

Correspondance

No correspondence at this time.

RESULT: REPORT ISSUED

18. Report 2010-150

Calendar of Events

Zoning Board Meeting Thurs., October 21, Town Hall @7:30 pm

Town Wide Tire Day Saturday, October 23, Ransomville Fire Hall @ 8:00am until 2:00pm

Halloween Sunday, October 31
-Hours from 5pm until 7:30pm

Planning Board Meeting Thurs., November 11, Town Hall @7:00 pm

RESULT: REPORT ISSUED

19. Report 2010-151

Town Board Comments

It was decided to go into executive session at 8:05 p.m. to discuss a potential employee appointment. The motion was initiated by Councilman Baker and seconded by Councilman White. The Board returned to the regular meeting at 8:15 p.m.

With no further business before the Town Board the meeting was adjourned at 8:15 pm.

Barbara DuBell
Deputy Town Clerk

RESULT: REPORT ISSUED
