



Town of Porter

Work Session

~ Minutes ~

3265 Creek Road
Youngstown, NY 14174

TownofPorter.Net

Barb Dubell
716-745-3730

Monday, October 3, 2016

3:00 PM

Town Hall Auditorium

I. Call to Order

3:00 PM Meeting called to order on October 3, 2016 at Town Hall Auditorium, 3265 Creek Rd., Youngstown, NY.

| Attendee Name | Organization | Title | Status | Arrived |
|------------------|----------------|-------------------|---------|---------|
| Mert Wiepert | Town of Porter | Supervisor | Present | |
| Larry White | Town of Porter | Deputy Supervisor | Present | |
| Thomas Baia | Town of Porter | Councilman | Present | |
| Jeff Baker | Town of Porter | Councilman | Present | |
| Joe Fleckenstein | Town of Porter | Councilman | Present | |
| Barb Dubell | Town of Porter | Town Clerk | Present | |
| Kara Hibbard | Town of Porter | Deputy Town Clerk | Absent | |

II. Reports

1. Report 2016-181

Presentation of Tentative Budget

The 2017 Tentative Budget presented to the Town Board by Town Clerk Barb DuBell. Budget Officer Wiepert and his assistant Norm Ault went over the highlights for the 2017 budget.

2017 Budget Highlights

The Whole Town Tax Rate remains at \$1.91 per/thousand.

Salary increases are figured at 2% in 2017.

Amy Freiermuth's salary was kept at \$400 per month due to the mid-year increase from \$300 to \$400 per month.

Minimum wage will increase from \$9.00 p/h to \$9.70 p/h in 2017.

Recreation leaders and highway summer help started at \$9.50, returnees at \$10.00.

In 2017 Rec leaders and Hwy summer help will start at \$10.00 and returnees at \$10.50.

The recreation commission has requested the Board to consider a third step for employees with 3 + years.

Hospitalization remained constant in 2017.

Workman's Comp was budgeted at \$43,000 in 2106 and increased to \$54,000 in 2017.

The Highway Department budgeted to replace 2004 Ford F-550 Dump/spreader dump and snow plows. \$65,000 from reserve and \$50,000 grant from Senator Ort.

Increase both libraries 2%. This is \$1,542 per library.

Added 01-6410.0004 Publicity for \$1,000. This is a donation to the Ransomville Food Pantry.

CWM was budgeted at \$5,000.

Wendy from the highway department would like the board to consider raising the comp time that they can hold over to 80 hours, currently they can take 40 hours of their overtime and bank it.

Councilman Fleckenstein wants to discuss it with the Highway Superintendent Hillman before making any decisions.

Councilman Fleckenstein had questions on the audit and unassigned funds. Bookkeeper Ault explained that it was the budgets for the B Fund, Highway DA, Highway DB, Water and Sewer. And sewer is all over the board because they haven't paid the O&M for the village 2-3 years.

The Town Board will have Pat Brown from Brown & Company to come in and go over it.

There were also questions raised about the 2% increase for the libraries. What are they doing with that money? Are they just stockpiling money? If they have a plan for the money, that's fine. The Town Board would like to know what plans they have for the money.

There will be a Work Session to discuss the 2017 Budget at 3:00 PM on Monday, October 17th.

RESULT: REPORT ISSUED

2. Report 2016-182

Review Public Hearing for Repair Lawn & Garden

Discuss Repair Lawn & Garden Public Hearing.

Councilman Fleckenstein: Some of the home occupations are inside somebody's house There should be a site plan so we know where the building is, where the traffic is, something that shows your intended use. So I'm thinking a site plan, special use permit and then size of the building, hours of operation, screening, size of equipment, lighting and noise. I know some of these are already in there.

Attorney Dowd: Whatever your doing has to be done inside the building, can't have traffic more than normal for that area. I'll check for the site plan. Other than that we will go with the Planning Board recommendation.

Supervisor Wiepert: So you are going to put that in the final draft? Is that going to be sent to the County?

Attorney Dowd: It should be. It's supposed to be on your desk 5 days before the meeting.

RESULT: REPORT ISSUED

3. Report 2016-183

Review Public Hearing for Peddlers Permit

Discuss Peddlers Permit Public Hearing

The Board members are in agreement to have No Solicitation in the town.

Attorney Dowd: When you say no solicitation, if you don't do anything, someone is going to come back and say I can solicit because you don't have a law to prohibit it. The lack of any regulation leaves the door open for them to do it. Does not apply to the not for profits, charitable, and religious organizations, they are excluded. So it's either there is nothing and let it slide or we pass a local law.

I'll take a look into it.

RESULT: REPORT ISSUED

4. Report 2016-184

Review Public Hearing for Constable

Discuss the Constable Local Law for the Public Hearing

Attorney Dowd: The judges would like to have armed security, which they already have, but we don't have a local law that provides for a constabulary. We don't have anything, police officer or peace officer. The sheriff has said that if an officer that is off duty and uses his service revolver, he is on his own for the liability. You can't do that anymore, you have to have a local law. You have to create the position of town constable.

The choices are create a local law or pay a little more and hire directly from the sheriff's department.

Judge Truesdale: I am not in favor of hiring from the Sheriff's Department. My main reason is doubling the cost and we're not going to get the same person all the time. You're going to get whoever happens to be working that shift to come here. That changes everything, right now the guy we have is excellent. I want him to be able to stay, I don't want just any deputy.

Attorney Dowd: By having a constabulary we are liable, it could impact our insurance. You could use them for other stuff. Just so you know, if you pass the law what happens is the division of criminal services or some department has to approve the law. But they won't approve it until after you pass it.

RESULT: REPORT ISSUED

5. Report 2016-185

Set Work Sessions for Budget

Attorney Dowd: Transient housing. We had a meeting the other day with the Lynch's and Roy, Mert and I. They are determined to go after Wally. That it is a commercial enterprise not an individual housing kind of thing. The code enforcement officer doesn't think we have anything in the code to enforce this stuff. I told them that we were having this meeting and that I would bring up the possibility of creating a local law to regulate it. I found one town law that put one together 5 or 6 years ago, if you want the planning and zoning board to look at it.

There's a lot to it, it's a very detailed kind of thing. Like everything else it's an enforcement thing. Who's is going to run out, who is your point of contact is?

Their complaint is that it's part of the hotel, it's not just somebody renting the house.

Do you want to have the planning and zoning boards look at it?

Set dates for work sessions to discuss the 2017 budget and date for the public hearing.

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