



Town of Porter

Town Board Meeting

~ Minutes ~

3265 Creek Road
Youngstown, NY 14174
TownofPorter.Net

John

Monday, September, 10, 2007

7:00 PM

Town Hall Auditorium

I. Call to Order

Attendee Name	Organization	Title	Status	Arrived
Mert Wiepert	Town of Porter	Supervisor	Present	
Thomas Baia	Town of Porter	Deputy Supervisor	Present	
Nancy Orsi	Town of Porter	Councilwoman	Present	
Jeff Baker	Town of Porter	Councilman	Present	
Larry White	Town of Porter	Councilman	Present	
Dave Britton	Town of Porter	Engineer	Present	
John Mac Arthur	Town of Porter	Town Clerk	Present	
Karen Schmidt	Town of Porter	Assessor	Present	
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. Reports

1. Report 2007-120

Public Comments

Town of Porter Public Comments
Town Board Meeting Monday, September 10, 2007

Carla Benedict was present and asked if anything had been done about the meeting with the DEC, Martha Baker, manager of the Flevie Danielewicz dairy farm, and other agencies concerning the manure lagoon.

Supervisor Wiepert talked to Mrs. Baker about a meeting, but Mrs. Baker has been out of town. When she returns, he would like to set up a meeting with her and the Town Board. After that meeting, he would like the neighboring residents to meet with Paul Bencal, County Farm Bureau, Martha Baker, DEC Inspector Bill Smythe, USDA Greg Testman, County Soil and Water Mark Seider, Town Attorney Michael Dowd, and Town Building/Code Enforcement Officer Roy Rogers.

Ms. Benedict stated she is also concerned about the seepage of this liquid manure into Lake Ontario and wells in the area. She hopes that Senator Maziarz would help. Flevie has lagoons in Wilson, resides in Cambria and disposes the manure in Porter.

Mike Mahar, General Manager of Chemical Waste Management and reported to the Town Board

the following: “On August 24, 2007 Chemical Waste Management received approval of five (5) radiological monitoring and investigative plans that are a means to satisfy the Sitewide Operating Permit Condition J of Module II. Those plans are named as follows: (1) Site Radiological Survey Plan, (2) Sitewide Radiological Investigation Soil Sampling Plan, (3) Radiation Environmental Monitoring Pan, (4) Generic Small Project Soil Excavation Monitoring and Management Plan, and (5) Radiological Monitoring Plan for RMU-2 Groundwater Well Installations.”

“This Permit Condition was a result of public comments received by NYSDEC during CWM’s recent Sitewide Permit renewal process. The public’s concern was a result of past US Government activities during WWII on the land currently occupied by CWM, not due to any of CWM’s current activities.”

Electrical Inspector

Mr. William (“Billy”) Briggs was present and asked the Town to consider him as the Town Electrical Inspector. Presently the Town is using the New York State Board of Fire Underwriters. The Town will establish a process by which an electrical inspector would be available to work within the Town. He/she must be State certified and have a Certificate of Insurance. The Town will create a list of electrical inspectors acceptable to the Town, and residents can chose whichever Inspector they want.

Submitted By:

John H. MacArthur
Town Clerk

RESULT: REPORT ISSUED

2. Resolution 2007-103

Minutes Approval

Resolution accepting the Town Board Minutes for the August 13, 2007 meeting.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Thomas Baia, Deputy Supervisor
SECONDER: Nancy Orsi, Councilwoman
AYES: Wiepert, Baia, Orsi, Baker, White

3. Resolution 2007-104

Payment of Audited Vouchers

Resolution authorizing the payment of the following vouchers:

TOWN OF PORTER

WARRANT: POST AUDIT - AUGUST 2007 8/31/07

FUND	01	10,609.99
FUND	02	70.32
FUND	04	125.49
FUND	06	190.80
FUND	07	1,006.75
		<u>12,003.35</u>

VOUCHER 'S 9724 THRU 9744

WARRANT: # 9 SEPTEMBER 2007 9/10/07

FUND	01	7,796.98
FUND	02	24,659.08
FUND	03	299.00
FUND	04	61,784.59
FUND	06	161,541.90
FUND	07	2,071.32
FUND	10	739.90
FUND	12	1,525.00
FUND	28	36,697.24
TOTAL		<u>297,115.01</u>

VOUCHER 'S 9745 THRU 9803

309,118.36

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

4. Report 2007-121

Supervisor

1. Supervisor's Monthly report for August 2007 was distributed to all Town Board members.

- 2. July Sales Tax \$81,605.48. This is up \$3,297.83 from July last year.
- 3. Resolution to accept the Supervisor’s Report for August 2007.
- 4. Resolution appointing Daidra M. Hamlin to replace Rhonda Ruble as a crossing guard at Stevenson School effective September 1, 2007 at a rate of \$8.94 p/h.
- 5. Resolution authorizing Grant Writer Bernie Rotella to apply for the Justice Court Assistance Program Grant for the Town Justice Department.
- 6. Resolution authorizing Grant Writer Bernie Rotella to apply for the Shared Municipal Services Incentive Grant Program for a Feasibility Study with the Village of Youngstown
- 7. Resolution authorizing the Supervisor to sign the GIS Implementation Proposal from Wendel Duchscherer in the amount of \$36,420.00

RESULT:	REPORT ISSUED
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5. Resolution 2007-105

August 2007 Acceptance of Supervisor’s Report

Resolution accepting the August Supervisor’s report as presented.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Nancy Orsi, Councilwoman
SECONDER:	Jeff Baker, Councilman
AYES:	Wiepert, Baia, Orsi, Baker, White

6. Resolution 2007-106

Appoint New Crossing Guard

Resolution appointing Daidra M. Hamlin to replace Rhonda Ruble as a crossing guard at Stevenson School effective September 1, 2007 at a rate of \$8.94 p/h.

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

7. Resolution 2007-107

Justice Department Grant

Resolution: In support of the Justice Court Assistance Program Grant Application for the Town of Porter Justice Department:

WHEREAS the State of New York Court System is soliciting applications from local governments under the Justice Court Assistance Program to assist local Justice Departments with needed equipment, automation, furniture, supplies and training.

WHEREAS the funding available under the State of New York Court System would facilitate local efforts in upgrading the Town's Justice Departments.

RESOLVED that the Supervisor of the Town of Porter is hereby authorized and directed to file an application with the Justice Court Assistance Program

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

8. Resolution 2007-108

Shared Municipal Services Incentive Grant

RESOLUTION: Support of the 2007-2008 New York State, Department of State Shared Municipal Services Incentive Grant Program for a Feasibility Study for the Village of Youngstown to merge the Youngstown Department of Public Works (DPW) into the Town of Porter's Highway Department. The Town Board Meeting held at the Town Hall, 3265 Creek Rd. Youngstown, NY on September 10, 2007.

WHEREAS the State of New York, Department of State is soliciting applications from local governments under Shared Municipal Services Incentive Grant Program for collaboration between communities to promote Shared Services for Village of Youngstown & the Town of Porter.

RESOLVED that the Supervisor of the Town of Porter is hereby authorized and directed to file a joint application with the Village of Youngstown to request funding under the New York State, Department of State Shared Municipal Services Incentive Grant Program for a Feasibility Study for the Village of Youngstown to merge the Youngstown Department of Public Works (DPW) into the Town of Porter’s Highway Department.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Thomas Baia, Deputy Supervisor
SECONDER: Nancy Orsi, Councilwoman
AYES: Wiepert, Baia, Orsi, Baker, White

9. Resolution 2007-109

GIS Grant - Contract

Resolution authorizing the Supervisor to sign the GIS Implementation Proposal from Wendel Duchscherer Architects & Engineers for the lump sum of \$36,420.00. This is the first year implementation program.

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

10. Report 2007-122

Town Clerk

Water Receipts Collected for August, 2007	\$25,788.72
Sewer Receipts Collected for August, 2007	\$23,226.16
License and Fees Paid To Supervisor:	\$ 854.53
S.P.C.A. Report:	18

RESULT: REPORT ISSUED

11. Report 2007-123**Supervisor's Assistant**Bookkeeper's Monthly Report - August 2007

1. Completed processing all August 2007 Vouchers and Journal Entries.
2. Prepared Supervisor's Monthly Report for August 2007 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. Continues working with Deputy Town Clerk on the Minute Traq program.
7. Continued working on 2008 Budget.
8. Budget requests are due back from the Department heads by Tuesday, September 4th.
9. Went to presentation concerning credit card payments.
10. Need the following budget adjustment:

06-8340.0002	Transmission Equipment	\$158,950
06-9950.0009	Transfer Capital projects	(\$158,950)

RESULT: REPORT ISSUED

12. Resolution 2007-110**Budget Adjustment**

Resolution authorizing the following budget adjustment:

06-8340.0002	Transmission Equipment	\$158,950
06-9950.0009	Transfer Capital projects	(\$158,950)

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

13. Report 2007-124

Assessor

RE: August 2007

1. Completed monthly inspections for verification of sale and completion of building projects.
2. Processed monthly sales transfers and splits.
3. Attended Planning Board and Zoning Board meetings.
4. Continued working with developers on the East Garrison project.
5. Completed the 2007 school roll.
6. Completed the quarterly sales transmittal.
7. Completed 2008 departmental budget.

RESULT: REPORT ISSUED

14. Report 2007-125

Recreation

No report for the month

COMMENTS - Current Meeting:

No Report

RESULT: REPORT ISSUED

15. Report 2007-126

Department of Public Works

Department of Public Works
Monthly Report for August 2007

Highway Department:

1. Completed monthly brush pick up.
2. Completed 4 pipe jobs.
3. Completed surface seal on Dickersonville Road.
4. Received assistance from NCHD they completed the edge work on Dickersonville Road.
5. Provided assistance with trucks hauling blacktop for the Town of Pendleton.
6. Provided assistance with trucks hauling stone for the Town of Wilson's surface sealing projects.
7. Completed an additional round of roadside mowing on town roads.
8. Provided assistance to the Village of Youngstown with Gradall and trucks to construct a parking lot at Veterans Park.
9. Provided assistance to Ransomville Fire Co. with the road grader for construction of their new soccer fields.

Drainage Department:

1. Mowing program is continuing weather permitting.

Water and Sewer Department:

1. Completed monthly meter reading.
2. Orion meters were delivered on 8/22. We have installed 14 since 8/27 and are scheduling new installs as quickly as possible.
3. The emergency standby generators have been installed at both Lakeshore lift stations. Commissioning should be completed.
4. Repaired the 16" sewer force main off Brentwood Drive after it was struck by a National Grid pole auger.

RESULT:	REPORT ISSUED
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16. Report 2007-127

Building Inspector

TOWN OF PORTER PERMITS ISSUED IN THE MONTH OF AUGUST 2007

PERMIT NO.	NAME	ADDRESS	ISSUED FOR	COST	FEE:
68-07	Wallace, Vernon	1709 Harrison Lane	Pole Barn	10,000	25
69-07	Coia, Patricia	2040 Balmer	Deck	2,000	25
70-07	Fruscione, Terry	908 Balmer Road	Shed	2,600	25
71-07	Crogan, Dawn	2175 Lake Road	Shed	2,000	25
72-70	American Legion	2589 Lockport Road	Porch/Lift	10,000	25
73-07	Evert, John	411 Hawthorne Place	Pool	2,000	25
74-07	Serchia, Frank	3739 River Road	Garage	5,000	35
<u>Estimated Total Cost of Construction</u>				33,600	185

RESULT: REPORT ISSUED

17. Report 2007-128

Attorney

No formal report

COMMENTS - Current Meeting:

No Formal Report

RESULT: REPORT ISSUED

18. Report 2007-129

Engineer

No formal report

COMMENTS - Current Meeting:

No Formal Report

RESULT: REPORT ISSUED

19. Resolution 2007-111

Drainage Evaluation

Resolution to authorize CRA Engineering to prepare a cost quote for the preparation of a Map, Plan and Report establishing a Town Wide Drainage District (excluding the Village of Youngstown) , and also to include the cost of a Drainage Study of the Northwest quadrant of the Town of Porter.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jeff Baker, Councilman
SECONDER:	Nancy Orsi, Councilwoman
AYES:	Wiepert, Baia, Orsi, Baker, White

20. Resolution 2007-92

Drainage Evaluation

Drainage Evaluation

Resolution to authorize CRA Infrastructure & Engineering, Inc. to proceed with the investigation and evaluation of drainage issues associated with the watershed tributary to the northwest area of Town, and not to exceed the proposed contract amount of \$28,000.00.

HISTORY:

07/09/07	Board	TABLED
Next: 08/13/07		
08/13/07	Board	TABLED
Next: 09/10/07		

RESULT:	WITHDRAWN
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21. Report 2007-130

Master Plan

Nothing new to report this month

COMMENTS - Current Meeting:

No Report This Month

RESULT:	REPORT ISSUED
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22. Report 2007-131

Correspondence

Report

RESULT:	REPORT ISSUED
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23. Report 2007-132

Town Board Comments

With no comments from the Board at this time, the regular meeting of the Porter Town Board was adjourned at 7:55 p.m.

Submitted by
John H. MacArthur

RESULT:	REPORT ISSUED
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24. Report 2007-133

Calendar of Events

Sept 18 th	Primary Election	Noon - 9:00PM
Sept 27 th	Zoning Board	7:30PM - Porter Town Hall
Sept 30 th	Cabbage Festival	11:00AM - Ransomville Fire Hall
Oct 4 th	Planning Board	7:00PM - Porter Town Hall
Oct 8 th	Town Hall Closed	
Oct 15 th	Town Board Meeting	7:00PM - Porter Town Hall
Oct 25 th	Zoning Board	7:30PM - Porter Town Hall
Nov 1 st	Planning Board	7:00PM - Porter Town Hall
Nov 12 th	Town Hall Closed	
Nov 13 th	Town Board Meeting	7:00PM - Porter Town Hall (Tuesday)

RESULT: REPORT ISSUED
