



**Town of Porter**  
**Town Board Meeting**

3265 Creek Road  
Youngstown, NY 14174  
[TownofPorter.Net](http://TownofPorter.Net)

~ Minutes ~

John

**Tuesday, November, 13, 2007**

**7:00 PM**

**Town Hall Auditorium**

**I. Call to Order**

7:00 PM Meeting called to order on November 13, 2007 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	
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	
Karen Schmidt	Town of Porter	Assessor	Present	
Norm Ault	Town of Porter	Bookkeeper	Present	
Scott Hillman	Town of Porter	Highway Supt.	Present	
John MacArthur	Town of Porter	Town Clerk	Present	
Mike Dowd	Town of Porter	Attorney	Present	
Roy Rogers	Town of Porter	Building Inspector	Absent	

**II. Public Hearings**

- PLEASE TAKE NOTICE** that the Town board of the Town of Porter will hold a Public hearing at the Town of Porter Town hall, 3265 Creek Road, Youngstown, New York 14174 on the 13th day of November, 2007 at 7:00 P.M. to hear all interested persons regarding the proposed Local Law No. 1-2007, entitled "Local Law for Erosion and Sediment Control", and to amend Local Law No. 1 of 1968, as amended, known as the Zoning Law of the Town of Porter, and the Subdivision Regulations of the Town of Porter, in relation to storm water management. And proposed Local Law No. 2-2007 to amend Local law No. 2 of 1978, as amended, known as the Town of Porter Sewers Law, in relation to the prohibition of illicit discharges, activities, and connections to the municipal separate storm sewer system.

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

- Resolution 2007-133**

**Public Hearing**

**Public Hearing Comments on Local Laws #1 and #2-2007**

Michele Angstrom 400 Glen grove Drive-“Do these Local laws apply to residential and commercial properties?”

Town Engineer David Britton-“Yes”. “It applies to both residential and commercial properties.”

Harriet “Skeeter” Tower 800 Main Street-“Who is to pay for the testing of these discharges.”

Town Engineer Britton-“The Town will pay for the testing.” Also the Town will keep a record of those who violate these laws, and see that corrective action is made”. “No specific testing is required at this time”. “The town could make an amendment to the law if they wish to have testing done.”

Village Trustee Stephens-“Who will be the Stormwater Management Officer”?

Town Engineer Britton-“The Stormwater Management Officer will have to be appointed by the Town Board.” “It might possibly be the Building Inspector or an employee of the Department of Public Works”.

Supervisor Wiepert-“Fred what is the Village doing?”

Village Trustee Stephens-“The Village is doing the same thing as the Town.” Also this might be a shared services program with the Village and Town working together on this”.

Town Attorney Dowd-“Do what is required by law.” “You may not need a full-time person. “The Town has no jurisdiction over the State Discharge Permit by CWM to discharge into the Niagara River through their pipeline”.

Councilwoman Orsi-“The discharge of foamy water into the Niagara River by CWM into threat to the public”.

Attorney Dowd-“The Stormwater Management Officer will be the enforcer on these discharges, if he/she sees a violation, then the homeowner or owner of the property will have to inform that person of a violation.” “Household discharges are okay, but swimming pools, may be a problem, dumping into a sanitary sewer”.

Michele Vanstrom-“Possibly go to Niagara University, Environmental Programs and see if they have a person that would take the position of Stormwater Management Officer”.

Supervisor Wiepert-“At this time it is only a visual problem, testing at a later date”.

Harriet “Skeeter” Tower-“ I saw the foam last week in Youngstown by the Boat Launch, I called the Health Department, and I got a burn on my skin from it , as did another person I was with”.

Supervisor Wiepert-“The Army Corps of Engineers, Health Dept, and Coast Guard can be called to investigate this”.

With no further comments, the public hearing was closed.

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

**3. Resolution 2007-137**

**Stormwater Negative Declaration**

Town Engineer Britton stated that the Town has to both declare themselves as Lead Agency and issue a negative declaration on the Town of Porter Stormwater Local Law, Therefore, a resolution was made to declare the Town of Porter as Lead Agency and to issue a negative declaration, stating that this project will have no adverse effect on the environment for both Local Laws #1 and #2-2007, and to authorize the Town Supervisor to sign the Short Environmental Assessment Form.

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

4. Resolution 2007-128

**Adopt Local Laws 1 - 2007 & 2 - 2007**

Resolution to adopt Local Law No. 1-2007, entitled “Local Law for Erosion and Sediment Control”, and to amend Local Law No. 1 of 1968, as amended, known as the Zoning Law of the Town of Porter, and the Subdivision Regulations of the Town of Porter, in relation to storm water management, and Local Law No. 2-2007 to amend Local law No. 2 of 1978, as amended, known as the Town of Porter Sewers Law, in relation to the prohibition of illicit discharges, activities, and connections to the municipal separate storm sewer system.

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

III. Public Portion

1. Report 2007-148

**Public Comments**

**Public Comments**

Mr. Robert Slaven, 970 Lower River Road-“I am here this evening to request that the Town Board rezone my property (Lake Road south of Nancy Sanger’s proposed project) from ARR-100 to MF-80”. “This is similar to the request that I made earlier”. “This is a 26 unit

development, I did make some modifications and addressed the concerns that the Town and County Planning Boards had when they denied the request". Drainage Problem-"I obtained from Mark Seider, P.E. who was recommended by the Town to check on the drainage concern on my property". "Mr. Seider stated that after examining the property the property that there is no drainage problem here that cannot be fixed". Traffic Problem-"Traffic Engineer, Ron Burakowski, stated that we do not have a traffic problem, and the worse case would be 3-4 cars leaving the property in the morning at the same time onto a very lightly traveled road". "The traffic problem situation was completely eliminated when the Jedidia project was abandoned". Master Plan-"Not to use viable farmland to build a housing development, and another is to put high density developments close to a town, but not directly in its center". "Therefore, I talked to Jom Wagner at Peter J. Smith's and told me that this proposed development will have no conflict with the Master Plan." "I would like this request sent to the Town Planning Board for their review".

Councilman Baker-"Wasn't there a question as to setback requirements for this project?"

Who would want to get a variance for a deck or swimming pool?"

Mr. Slaven-"We would tell them that they cannot do this."

Mr. Slaven-"People like to live here in the summer, and go south in the winter". "This would be ideal for the retired person, lots of recreational activities, being close to Lake Ontario". "I am willing to put money into this project, helps with the local economy, jobs in the area, and most importantly, a \$5 million project on the town tax rolls, increases the tax base".

Attorney Thomas Augello (For Mr. Slaven) "If this is turned down, I will have to advise Mr. Slaven if it would be possible to do this or not".

Town Attorney Dowd-"I have not had the chance to review Mr. Slaven's new petition and application". "And even have the Town Board time to review and make a recommendation". "I would suggest that Mr. Augello and myself to discuss this and report our findings back to the Town Board within thirty (30) days. "We do not have to take any action on this tonight".

Supervisor Wiepert-"Both Attorney's to work this out and report back to the Town Board within (30) days".

### **Oxy On The Lake Property:**

Mr. Robert Tower, 3131 Creek Road-"Has the Town checked into what the future holds for this property?" "Also this takes it off the Tax Roll if the Town purchases this property".

Councilwoman Orsi-"This property will have access to the waterfront, the Comprehensive Master Plan Committee has studied this and will work with the Waterfront Development Plan, and we will be sadly remised if we (the Town) did not purchase the property". "Many people worked at Oxy, and used this property for recreational activities, and we could do the same thing, weddings, picnics, special events, (etc.)". "It is a natural resource, and should be conservation awareness". "The cost is close to the appraised value that was done by Girasole Realty a few years ago". "We need a committee started to see what ideas we will have for this property, and also look into what the maintenance that will have to be done". (Approximately 38 acres.) "A few Town of Porter residents have expressed an interest to assist with the financial obligation to purchase this property". "I would not like to see this golden opportunity pass us by".

Councilman White-"This would bring the communities together (Ransomville and Youngstown) to work as one".

Michele Vanstrom-"I would like to commend the Town Board for preserving the greenspace in the town".

Councilman Baker-"I am not against the Park, but I hope it is utilized, and concerned about the Insurance issues (liability)".

Supervisor Wiepert-“This fits in good with the Greenway Committee Plan, possibly merge this with the State Parks”. “Develop this Park with Greenway money, but cannot use Greenway money for maintenance expenses”.

**RESULT: REPORT ISSUED**

**IV. Reports**

**1. Resolution 2007-129**

**Minutes Approval**

Approve the Minutes of the Town Board Meeting of October 15, 2007 and the Minutes of the Town Board Preliminary Budget Public Hearing of November 5, 2007 as presented.

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

**2. Report 2007-149**

**Payment of Audited Vouchers**

**TOWN OF PORTER**

<b>WARRANT:</b>	<b>POST AUDIT - OCT 2007</b>	<b>10/31/07</b>
<b>FUND 01</b>		5,216.77
<b>FUND 02</b>		2,003.51
<b>FUND 04</b>		457.05
<b>FUND 06</b>		300.91
<b>FUND 07</b>		1,023.30
<b>FUND 10</b>		845.97
<b>FUND 35</b>		2,635.35
		<b><u>12,482.86</u></b>

**VOUCHER 'S 9940 THRU 9964**

**WARRANT: # 11 NOVEMBER 2007 11/13/07**

FUND	01	23,553.33
FUND	02	3,261.91
FUND	03	275.00
FUND	04	10,937.60
FUND	06	307.90
FUND	07	91,447.52
FUND	35	5.49
TOTAL		<u>129,788.75</u>

VOUCHER 'S	9965	THRU	10046
			<u>142,271.61</u>

**RESULT: REPORT ISSUED**

**3. Resolution 2007-138**

**Payment of Audited Vouchers**

Resolution to approve payment of audited vouchers(#'s 9940 - 9964) in the amount of \$12, 482.86; post audit 10/07 and warrant #11 November 2007 ('s 9965 - 10046) in the amount of \$129,788.75.

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

**4. Report 2007-150**

**Town Clerk**

Water Receipts Collected for October, 2007:	\$38,271.01
Sewer Receipts Collected for October, 2007:	\$78,738.65
License and Fees for October, 2007:	\$642.48
S.P.C.A. Report for October, 2007:	19

**RESULT: REPORT ISSUED**

**5. Report 2007-151****Supervisor**

1. Supervisor's Monthly report for October 2007 was distributed to all Town Board members on November 3, 2007.
2. September Sales Tax \$100,459.23. This is down \$2,661.95 from September last year.
3. Resolution to accept the Supervisor's Report for October 2007.
4. Resolution authorizing the purchase of "Oxy-on-the-Lake" to be used as a Town Park.
5. Resolution supporting Old Fort Niagara

Supervisor Wiepert made it clear that the Multi-Modal grant, "provided by government interests," as stated in the Sentinel publication, is incorrect. He wants everyone to know that this grant was received through Assemblywoman Francine DelMonte.

<b>RESULT:</b> <b>REPORT ISSUED</b>
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**6. Resolution 2007-136****Supervisor's Report Acceptance**

Supervisor's report for October 2007 was given to each Town Board member, and approved unanimously.

<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, Orsi, Baker, White

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**7. Resolution 2007-130****Land Purchase**

**WHEREAS**, the Town Board of the Town of Porter, New York (the "Town"), has determined that the recreational needs of said Town require the establishment of a park as hereinafter set forth,

**NOW, THEREFORE, BE IT RESOLVED** that the Town acquire the following pieces or parcels of land for the purposes of establishing a park thereon at a cost not to exceed \$1,050,000.00:

Being 39.29 +/- acres on the north side of Lake Road in the Town of Porter, County of Niagara and State of New York, known as "Oxy on the Lake", having 600.00' +/- frontage on Lake Ontario with riparian rights, having a west line starting at the shoreline of Lake Ontario ("West Line") and extending south from Lake Ontario to Lake Road of approximately 1,990.89' +/-; (consisting of section lengths 80' +/-; 325.37' +/-; 731.00' +/-; 854.52' +/-) south line being north line of Lake Road thence easterly along the north line of Lake Road 242.41' +/-; from thereon with variable east line of 293.62' +/-; 587.96' +/-; 485.73' +/-; 74.05' +/-; 300.00' +/-; to a 50' Right of Way on the east and then northerly 870.70'+/-; (consisting of section lengths 200.00' +/-; 200.00' +/-; 200.00' +/-; 200.00' +/-; 70.70') towards Lake Ontario to 50' Right of Way; thence west along said 50' Right of Way 760.98' +/-; thence northerly toward Lake Ontario 365.00' +/- to Lake Ontario; and thence westerly 600' +/- to said West Line, all of which appears on survey prepared by Frank T. Tripi dated May 13, 1987; and be it

**FURTHER RESOLVED** that the Town Attorney is hereby directed to acquire the said property and to institute and pursue the necessary legal proceedings to acquire the title to said lands, and be it

**FURTHER RESOLVED** that the Town Supervisor of the Town of Porter is authorized to execute a contract of sale for the purchase of said property as permitted by law subject to the terms of this resolution.

<b>RESULT:</b>	<b>ADOPTED [4 TO 1]</b>
<b>MOVER:</b>	Nancy Orsi, Councilwoman
<b>SECONDER:</b>	Larry White, Councilman
<b>AYES:</b>	Mert Wiepert, Thomas Baia, Nancy Orsi, Larry White
<b>NAYS:</b>	Jeff Baker

## 8. Resolution 2007-131

### Old Fort Niagara

**WHEREAS**,

the Old Fort Niagara Association is presently in its 80<sup>th</sup> consecutive year of faithful, self-sufficient and qualified service of preservation, education and interpretation

of this important National Historic Landmark;

**WHEREAS,**

the Old Fort Niagara Association, since its establishment in 1927, has recognized the academic and economic value in celebrating the story of Old Fort Niagara, presented to school children, tourists and the general public; and recently developed the *Gateway to History Campaign*, which secured and invested private and public funding to create a new Visitor Center to advance this celebration;

**WHEREAS,**

Old Fort Niagara meets the eleven guiding principles of the Niagara River Greenway Plan, especially the principles of excellence, authenticity, connectivity, public well-being and partnerships, as well as the Greenway's established goals of improved access, making connections, sparking revitalization, promoting long term sustainability, and celebrating history and heritage;

**WHEREAS,**

Old Fort Niagara represents the northern anchor of the Niagara River Greenway's established priority boundary, occupying 22 acres of land located at the confluence of the Niagara River with Lake Ontario; features the oldest architecture in the Great Lakes Basin; was the site of events that changed the course of North American history; and must be preserved and protected for future generations;

**WHEREAS,**

Old Fort Niagara's proposal to the Niagara River Greenway is focused on eliminating the threat posed to the structural integrity of the historic structures through roof replacement thereby interrupting the seepage of rainwater into these buildings; eliminating the fire hazard to the historic site by updating the antiquated electrical systems; and by preserving the Civil War era brick casemate wall, through an annual summer program of masonry repair;

**NOW, THEREFORE, BE IT RESOLVED,**

that the Town of Porter hereby expresses its support for the Old Fort Niagara Association's application to the Niagara River Greenway Commission for preservation of the historic complex, as outlined in the application, as well as its profound recognition that the success of Old Fort Niagara is due to the Association's extraordinarily dedicated efforts and stewardship.

<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, Orsi, Baker, White

**9. Report 2007-152****Supervisor's Assistant**

1. Completed processing all October 2007 Vouchers and Journal Entries.
2. Prepared Supervisor's Monthly Report for October 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](http://www.townofporter.net)
6. Continues working with Deputy Town Clerk on the Minute Traq program.
7. Continued working on 2008 Budget.
8. Preliminary Budget filed with the Town Clerk on October 18, 2007.
9. Worked on Town Wide Tire Day October 27, 2007
10. Assisted Water Billing Clerk in preparation of the 2007 write off unpaid water & sewer charges.
11. Attended two meetings on GIS grant and implementation.
12. Need the following budget adjustments:

01-5132.0002	Garage Equipment	\$ 400.00
01-5132.0004	Garage Contractual Expenses	9,550.00
01-8810.0004	Cemeteries Contractual	( 9,950.00)
02-8540.0001	Drainage Personal Services	\$ 6,000.00
02-8540.0004	Drainage Contractual	( 6,000.00)

<b>RESULT:      REPORT ISSUED</b>
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**10. Resolution 2007-132****Budget Adjustments**

Authorization for the bookkeeper to make the following budget adjustments:

01-5132.0002	Garage Equipment	\$ 400.00
01-5132.0004	Garage Contractual Expenses	9,550.00
01-8810.0004	Cemeteries Contractual	( 9,950.00)
02-8540.0001	Drainage Personal Services	\$ 6,000.00
02-8540.0004	Drainage Contractual	( 6,000.00)

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

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## 11. Report 2007-153

### Assessor

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. Completed processing of unpaid town charges and added to roll for January billing.
5. Attended NCAA meeting in Somerset. Topic of meeting was equalization rates.
6. Attended two meetings on GIS grant and implementation. Purchased hardware for initial GPS data collection.
7. Attended regional Zoning and Agriculture seminar in Batavia.

**RESULT:**       **REPORT ISSUED**

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## 12. Report 2007-154

### Department of Public Works

#### Highway Department:

- “1. Completed final brush pickup.
2. Completed roadside mowing.
3. We are currently preparing plows and spreaders for the upcoming winter season.
4. Provided assistance to the Town of Lewiston with trucks hauling blacktop for their paving project.
5. Provided assistance to the Village of Youngstown with our excavator loading the county demolition grinder.
6. Provided assistance to Four Mile Creek State Park with our gradall. Excavated a base for their new playground area.

**Drainage Department:**

- 1. Still mowing will continue till weather stops us.

**Water and Sewer Department:**

- 1. Completed monthly meter reading.
- 2. Completed repairs on water leak on Rt 93.
- 3. We are working on winterizing all fire hydrants.
- 4. Completed volute and motor change out of pump #1 at Swain Rd. Lift Station.

**Niagara County Snow and Ice Contract**

I have forwarded a resolution to the supervisor to extend the current S&I contract until 1/15/08.

Contract negotiations are still ongoing. The extension would allow the county to make the first up front payment to us in December.”

**RESULT:      REPORT ISSUED**

**13. Resolution 2007-134**

**Extend County Ice & Snow Contract**

This resolution authorizes the Supervisor to sign an extension to the Niagara County Ice & Snow Contract to run through January 15, 2008.

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

**14. Report 2007-155**

**Building Inspector/Code Enforcement Officer**

**TOWN OF PORTER PERMITS ISSUED IN THE MONTH OF OCTOBER 2007**

**PERMIT**

NUMBER	NAME	ADDRESS	ISSUED FOR	COST	FEE:
83-07	Lederhouse, Peter	2471 Lockport Rd	Pole Barn	14,000	25
84-07	Brainard, Jay	1201 Cain	Pole Barn	50,000	25
85-07	Steele, Doris	999 Balmer Rd, Lot 17D	DEMO	0	25
86-07	Wilson, Lloyd	3851 Ransomville Rd	Addition	26,000	50
87-07	Ries, Etta Mae	1695 Lake Rd	Addition	30,000	50
88-07	Bovanizer, Betty	831 Lockport Rd	Shed	3,000	25
<b><u>Estimated Total Cost of Construction</u></b>				<b>123,000</b>	<b>200</b>

**C/O #**

**Certificate of Occupancy Issued**

NONE

**RESULT: REPORT ISSUED**

**15. Report 2007-156**

**Attorney**

Nothing to report

**COMMENTS - Current Meeting:**

Nothing to report

**RESULT: REPORT ISSUED**

**16. Report 2007-157**

**Engineer**

**Engineering Report**  
Update - November 7, 2007

**1. MS4 Phase II - Federal Storm Water Regulations and Program**

- Recent Tasks Completed:
- Municipal Staff Training scheduled October 2, 2007

- The following Tasks must be Completed on or before January 8, 2008:

- 1) Public Hearing scheduled for November 13, 2007,
- 2) Determination on SEQRA - negative declaration,
- 3) TB resolution to adopt the local laws regarding illicit discharge detection program and Storm Water Management program, effective -January 8, 2008
- 4) Town Clerk to file the Local Laws with the state prior to January 2008 - coordinate with the Town attorney
- 5) Town Board to adopt a cost recovery fee schedule on or before January 8, 2008 in connection with the review of “developer” SWPPP submittals as well as for performing required inspections to ensure compliance.
- 6) Establish a link on the Town website to the WNYSC website  
([http://www.erie.gov/environment/compliance/pollution\\_sw2.asp](http://www.erie.gov/environment/compliance/pollution_sw2.asp))
- 7) Appoint a Stormwater Management Officer (Town Employee)
- 8) Modify/update and adopt a Storm Water Management Plan for the Town
- 9) Prioritize Town regulated storm water outfalls for purposes of inspection (2year rotation)
- 10) Develop and document an outfall inspection schedule (to be reviewed on a yearly basis)

**BOARD ACTION REQUESTED - CRA requests Town Board consideration and approval to assist the Town with completing tasks 5, 8,9, and 10 listed above, as well as, preparation of the annual 2008 report for a not-to-exceed fee of \$1,000.**

**1. Formation of a town-wide drainage district (CRA Project # 630508)**

- CRA to prepare a Map Plan & Report for the formation of a Town Drainage District. DMB to schedule a meeting with the Town attorney regarding format and report requirements for inclusion in the MP&R

**BOARD ACTION REQUESTED -No action required**

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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**17. Resolution 2007-139**

**Remaining Stormwater Projects**

Councilman Baia moved, second by Councilwoman Orsi, to authorize CRA Engineering to assist the Town of Porter with completing the following tasks: Adoption of a cost recovery fee schedule on or before January 8, 2008 in connection with the review of “developer” SWPPP submittals as well as for performing required inspections to ensure compliance., Modify/update and adopt a Storm water Management Plan for the Town of Porter., Prioritize Town regulated storm water outfalls for purposes of inspection (2-year rotation)., Develop and document an outfall inspection schedule (to be reviewed on a yearly basis)., and Preparation of the Annual Report for a not-to-exceed fee of \$1,000.00.

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

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**18. Resolution 2007-135****Drainage Review**

Authorize the Supervisor to sign a contract with Conestoga-Rovers & Associates to complete a Drainage Study of the Northwest Area of the Town of Porter for an amount not to exceed \$30,000.00.

<b>RESULT:</b>	<b>WITHDRAWN</b>
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**19. Report 2007-158****Correspondence**

Niagara Community Action Program, Inc

Peter A. & Elizabeth M. Diachun

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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**20. Report 2007-159****Town Board Comments**

With no Town Board comments the meeting was adjourned at 9:00 PM

John MacArthur  
Town Clerk

<b>RESULT:      REPORT ISSUED</b>
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**21. Report 2007-160****Calendar of Events**

November 22 <sup>nd</sup>	Town Hall Closed (No Zoning Board of Appeals Meeting)
November 23 <sup>rd</sup>	Town Hall Closed
December 6 <sup>th</sup>	Planning Board Meeting - 7:00 PM
December 10 <sup>th</sup>	Town Board Meeting - 7:00 PM
December 13 <sup>th</sup>	Zoning Board of Appeals - 7:30 PM
December 24 <sup>th</sup>	Town Hall Closed
December 25 <sup>th</sup>	Town Hall Closed
December 27 <sup>th</sup>	Year End Board Meeting - 4:00 PM
December 31 <sup>st</sup>	Town Hall Closed
January 1 <sup>st</sup> , 2008	Town Hall Closed - Swearing In Ceremony -10:00 AM - Town Hall
January 2 <sup>nd</sup> , 2008	Town Board - Organizational Meeting - 4:00 PM
January 3 <sup>rd</sup> , 2008	Planning Board - 7:00 PM
January 14 <sup>th</sup> , 2008	Town Board Meeting - 7:00 PM

<b>RESULT:      REPORT ISSUED</b>
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