

PRESENT: Supervisor Newlin; Councilmembers Bax, Edwards, Johnson and Palmer; Attorney Leone; Finance Officer DiRamio; Building Inspector Masters; Deputy Supervisor Elgin; Town Engineer Lannon; 3 Press; 6 residents and Clerk Donna Garfinkel

Supervisor called meeting to order – 5:40 p.m.

Supervisor asked if any Board member had additions to the agenda.

Newlin requested the addition of voucher payment approval. Johnson requested an executive session in regards to personnel and contract discussions.

Bax MOVED for approval of the Agenda as amended, Seconded by Johnson and Carried 5 – 0.

Newlin announced the passing of Bill Rolland. He was a member of the Town of Porter CWM CAC. He was a passionate advocate for the environment in this areas healthy future.

First Agenda Item – Approval of Abstract

Edwards MOVED to approve the regular abstract of claims numbered 3681 to 3960, and recommend payment in the amount of \$352,187.24, Seconded by Johnson and Carried 5 – 0.

Edwards MOVED to approve the payment of the Post-Audits in the amount of \$402,353.50, Seconded by Johnson and Carried 5 – 0.

Second Agenda Item – E-mail Town Board daily mail-box items.

Edwards requests mail, which is put in the Councilmen mail-boxes, be electronically e-mailed. The copy machine in the office has the ability to scan and be forwarded. This will cut down on paper and allow Board members to act faster on residents concerns. The Deputy Clerks will be charged with this. Edwards would like to try this for the first quarter of 2009.

Third Agenda Item – FEMA – Flood Zone Map Update

Edwards, Lannon, Masters and Sharpe attended a FEMA update map seminar. Edwards was not happy with what was presented. They outlined how FEMA hired subcontractors to do the mapping. Lannon and Masters pointed out there are different ways to get to the point as to what is or is not a flood zone.

The Board approved CRA to go out and check the engineering process followed by FEMA at the last meeting. In the event the engineering done by FEMA is bad, the Town would first file a formal protest, if that fails, then the Town goes for an appeal.

Edwards feels that, in looking at the new map, some of those areas have never flooded. Some undeveloped developments areas are being affected by this mapping. The Board needs to defend the residents. Edwards will report back at the board meeting.

Fourth Agenda Item – Modern Citizens Advisory Committee

Several members of the Modern CAC have sent letters to the Board requesting more time to review the proposed waste acceptance rate increase proposal from Modern. The CAC will meet Dec. 15th and January 26th and hope to present recommendations to the Board.

Fifth Agenda Item – Drainage – Riverwalk

Johnson said the new flood map does include the Riverwalk subdivision. When the study was done there was no development.

A meeting took place with State Parks to discuss the cleaning of a ditch which runs through Riverwalk. If cleaned it could help to alleviate some of the water.

Lannon has spoken to Mr. Joe Deck, the developer of Riverwalk, about the ditch. Mr. Deck may hire an engineering firm to design a plan to address this and present it to the State.

Sixth Agenda Item – Verizon Cell Tower

The Town is seeking location of the Verizon tower on town property at the WWTP. Neither Newlin nor Leone has received a call back from Verizon. Leone said this will need to follow the application process.

Seventh Agenda Item – Addition to Upper Mountain Fire Company roster.

Johnson MOVED to add the following to the Upper Mountain Fire Company: Wilson, Kevin – Niagara Falls, New York; Price, Charlie – Lewiston, New York; Rice, Katlyn – Jamestown, New York and Campanella, Veronica – St. Catherines, Ont.– Canada, Seconded by Bax and Carried 5 – 0.

Eighth Agenda Item – Rezoning Request – Creek Road

Masters updated the Board. The Border Patrol is looking for a new headquarters. West Second Street Associates has contacted Mr. Luzak of Creek Road in regarding to approximately 31½ acres they own. The property would need to be rezoned to accommodate this.

Bax asked if the placement of a federal building there would restrict activities at the 3-F Club. This answer is not known, but they have showed interest in using the Club.

There are several questions to be addressed. Masters has e-mailed Mr. Cobb, West Second Street Associates and as of today no response has been received.

The project should be presented to the Board before the re-zoning can be considered.

Palmer doesn't know that it is the right location, but it is the right idea. To have Federal presence in Lewiston is great with the amount of Border Patrol activities in Lewiston.

With the Final Audit meeting being on December 22nd several vouchers will be submitted for payment past this date.

Bax MOVED to allow Councilman Johnson to review vouchers submitted past the Final Audit date of December 22, 2008, which will contain encumbrances and approved fund transfers and authorize the Supervisor to pay such claims, Seconded by Edwards and Carried 5 – 0.

Johnson MOVED to enter into Executive Session to discuss personnel, union negotiations and a contractual matter, Seconded by Bax and Carried 5 – 0.

Executive Session – 6:05 p.m.

PRESENT: Supervisor Newlin; Councilmembers Bax, Edwards, Johnson and Palmer; Attorney Leone and Deputy Supervisor Elgin

Johnson MOVED exit Executive Session, Seconded by Edwards and Carried 5 – 0.
No action taken.

Johnson MOVED to adjourn the Worksession, Seconded by Edwards and Carried 5 – 0. (7:05 p.m.)

