

Minutes of the Regular Town Board Meeting on Tuesday, October 27, 2009

Supervisor Connell called the meeting to order at 7:00 p.m.

The Assembly was led in the Pledge of Allegiance.

Members present on a roll call were.

Councilman Tyler
Councilman Paquette
Councilman Sherman
Councilman Smith
Supervisor Connell

Others present:

Sheila Borden, Town Clerk
Jerrold Sherman, DPW Superintendent
George Hainer, Zoning and Codes Officer
Bruce Ware, James Herrmann

APPROVAL OF MINUTES

RESOLUTION #211

MINUTES OF BUDGET MEETING OCTOBER 13, 2009

On a motion by Councilman Smith seconded by Councilman Paquette and approved on a roll call vote.

5 Ayes Tyler, Paquette, Sherman, Smith, Connell
0 Nays

RESOLVED to approve the minutes of the meeting of October 13, 2009 as presented.

RESOLUTION #212

MINUTES OF REGULAR MEETING OF OCTOBER 13, 2009

On a motion by Councilman Smith seconded by Councilman Paquette and approved on a roll call vote.

5 Ayes Tyler, Paquette, Sherman, Smith, Connell
0 Nays

RESOLVED to approve the minutes of the meeting of October 13, 2009 as presented.

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RESOLUTION #213
MINUTES OF BUDGET MEETING OCTOBER 15, 2009

On a motion by Councilman Tyler seconded by Councilman Smith and approved on a roll call vote.

5 Ayes Tyler, Paquette, Sherman, Smith, Connell
0 Nays

RESOLVED to approve the minutes of the meeting of October 15, 2009 as presented.

RESOLUTION #214
MINUTES OF SPECIAL MEETING OCTOBER 22, 2009

On a motion by Councilman Smith seconded by Councilman Paquette and approved on a roll call vote.

5 Ayes Tyler, Paquette, Sherman, Smith, Connell
0 Nays

RESOLVED to approve the minutes of the meeting of October 22, 2009 as presented.

PUBLIC COMMENT – Bruce Ware noted the recent passing of three of Westport’s citizens – Helen Paul, Doris MacDonough and Charles Delia.

COMMITTEE REPORTS

GARAGE – The next meeting is Thursday, October 29th at 6:00 p.m. where they will be putting information together for the public informational packet.

YOUTH COMMISSION – The job description for a Youth Commission Director is in the Board’s packets for them to take home, review and be prepared to discuss at the next meeting.

OLD BUSINESS

ASSESSMENT ISSUE – No meeting scheduled as yet.

WADHAMS WATER – Received a call from Wayne Ryan, AES, who informed us that October Farms has contracted with Laberge Engineering to look into a water solution for them.

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BLUE RIBBON UPDATE – We will be opening bids for the RFP’s on November 10th at 4:00 p.m.

ARTICLE 78 – Nothing to report.

ZONING UPDATE – Supervisor Connell and George Hainer reviewed various portions on the Proposed Amendments to the Land Use Law and the process which must be undertaken. The proposed amendments will be on the web site for anyone to review.

Supervisor Connell will be signing and submitting the Appendix A “Full Environmental Assessment Form”.

LEAD AGENCY RESOLUTION

The Clerk was asked to read the SEQRA Town Resolution for Lead Agency.

RESOLUTION #215

RESOLUTION FOR THE TOWN OF WESTPORT TO DECLARE INTENT TO BE LEAD AGENCY FOR SEQRA REVIEW FOR THE PROPOSED REVISED ZONING AMENDMENTS

On a motion by Councilman Smith seconded by Councilman Sherman and approved on a roll call vote.

5 Ayes Tyler, Paquette, Sherman, Smith, Connell
0 Nays

WHEREAS, the Town of Westport, Town Planning Board administers the LAND USE LAW OF THE TOWN OF WESTPORT, and

WHEREAS, the Town of Westport, Town Board recognized the need to update and revise the LAND USE LAW OF THE TOWN OF WESTPORT, to better promote the health, safety and general welfare of the residents and property owners of the Town and to provide for a variety of housing opportunities and densities, new uses, and protect the property values and aesthetics of the Town, and

WHEREAS, the Town has undertaken a multi-year effort to develop appropriate amendments to revise the LAND USE LAW OF THE TOWN OF WESTPORT and address those needs, and

WHEREAS, the amendments include revisions to modify the home occupation definition existing intensity and pre-existing development provisions and a gift provision;

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and to add provisions to address guest cottages, self-storage facilities, industrial well water extraction, water bottling facilities, hunting and fishing camps, accessory apartments, and major public utility and public utility and add light commercial use to V-IND 21.060, and

NOW THEREFORE, BE IT RESOLVED, that the Westport Town Board hereby declares its intent to be Lead Agency for SEQRA review of the proposed revised Zoning Code and directs the Town Clerk to send copies of the proposed amendments to the Zoning Code, copy of this Resolution stating the Town Board's intention to be Lead Agency for SEQRA review, to the Adirondack Park Agency and any other involved agencies as required by law.

Duly adopted this 27th day of October 2009

BUDGET – Supervisor Connell briefly reviewed the summary of the Preliminary Budget for 2010. Once again, as has been the case since 2005, there will be a tax rate decrease from the prior year. The Budget Hearing will be November 5th at 6:00 p.m.

SHARED COURT FACILITY – Nothing new to report.

NEW BUSINESS

BURN PERMIT – We have found that the Town Clerk is still able to issue burning permits to local residents.

PARKING LOCAL LAW – The Attorney for the Town is working on it.

TIMBER SALE – The bids must be in by November 10th at 4:00 p.m. and will be opened at 7:00 p.m. that evening during the Regular Town Board Meeting.

RESOLUTION #216
APPROVAL OF BILLS

On a motion by Councilman Tyler seconded by Councilman Paquette and approved on a roll call vote.

5 Ayes Tyler, Paquette, Sherman, Smith, Connell
0 Nays

RESOLVED to authorize the payment of bills on Abstract 10B, Vouchers 2009-641 through Vouchers 2009-661 in the amount of \$26,721.48.

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WATER HEATER FOR DEPOT THEATRE – The water heater at the Depot is not working and it is the Town’s responsibility to replace it.

BID – TIME CAPSULE DISPLAY CASE – The Clerk read the proposed bid on the display case which will be composed of one quarter inch plate glass, red oak wood with brass hardware, two lockable drawers at a cost of \$3,200.00. This will be paid for out of the Quadracentennial Grant.

RESOLUTION #217
AWARD OF DISPLAY CASE BID

On a motion by Councilman Sherman seconded by Councilman Tyler and approved on a roll call vote.

| | |
|--------|--------------------------------|
| 4 Ayes | Tyler, Sherman, Smith, Connell |
| 1 Nay | Paquette |

RESOLVED to award the bid for the display case to R. W. Schuler Woodworking, Westport, NY in the amount of \$3,200.00.

DPW SUPERINTENDENT REPORT – JERROLD SHERMAN

The Towns of Essex and Lewis have been helping us haul sand. We assisted them with blacktopping so now they help with the sand. We have been bringing in Item #4 from the Munson pit, bedding sand from the West pit and Wollastonite from Willsboro. We have finished seeding and fixing sidewalks. The tires have been purchased for the trucks and we are getting ready for the arrival of snow.

SUPERVISOR’S COMMENTS – We have heard back on the Merriam Forge project. There are 28 pages of forms that need to be filled out on the “forced accounting” to get reimbursed.

The back wall in the meeting room has now been fixed by the Boy Scouts who damaged it several years back.

Supervisor Connell recognized Councilman Paquette and Tyler for their assistance and participation in the opening day of the Pedestrian Ferry crossing.

There was consensus on the Board to hire Ted Taylor to put netting around newly planted trees and to obtain a price for the removal of two trees.

COUNCILMAN’S COMMENTS – Councilman Paquette asked about passing a resolution declaring the McMahan Road a “Seasonal Road”.

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RESOLUTION #218
CONDOLENCES

On a motion by Councilman Tyler with a unanimous second.

5 Ayes Tyler, Paquette, Sherman, Smith, Connell
0 Nay

RESOLVED to extend the Town's condolences to the families of three long time residents: Helen Paul, Doris MacDonough and Charles Delia.

RESOLUTION #219
ADJOURNMENT

On a motion by Councilman Tyler with a unanimous second to adjourn the meeting at 8:34 p.m.

Minutes respectfully submitted

Sheila A. Borden
Town Clerk