

06-10-2008 Regular Town of Westport Board Meeting 7:00 PM

The June 10, 2008 Regular Town of Westport Board Meeting was held at the Westport Town Hall and was called to order at 7:03 PM by Supervisor Connell with the following members present on a roll call

Councilman Tyler
Councilman Sherman
Councilman Smith Absent
Supervisor Connell

OTHERS PRESENT: Brenda McCooey, Town Clerk; Dave Reckahn; Jerry Sherman, DPW Superintendent; Bruce Ware.

Assembly was led in the Pledge of Allegiance.

RESOLUTION # 129
MINUTES APPROVAL

On a motion by Councilman Sherman seconded by Councilman Tyler the following was approved on a roll call

AYES 3 Tyler, Sherman, Connell
NAYS 0

Resolved to accept the minutes of the May 27, 2008 4th Tuesday Regular Town of Westport Board Meeting as presented.

Floor was open for public Comment with none voiced.

COMMITTEE REPORTS

- **YOUTH COMMISSION**-No report.
- **GARAGE**-No meeting-IF project proceeds, eventually will follow permissive referendum status. Supervisor Connell in contact with Vic Putman, Essex County Planning Office, and due to the complexity of 3 diverse entities his recommendation was to ask for "Requests for Qualifications" for engineering firms and architects. All options will be considered to keep this project within reasonable costs. The Meeting will be rescheduled at a date to be determined.

OLD BUSINESS

- **ZONING**-Meeting is scheduled next week with the APA
- **FUTURE OF WESTPORT**-Gathered information was reviewed by groups of interested Westporters. 5 areas have been developed. Quality of Life, Economic Development, Infrastructure Improvements, Communications, and Immediate. Each group has a chair and will meet Monday June 16, 23, and 30.

- **SEWER**

1. **NOTICE OF VIOLATION**-The STP has been notified of violations to the SPDES Permit for March and April. Discussion followed. Meeting will be arranged with Water and Sewer personnel June 11.
2. **LETTER TO VIN KAVANAUGH**-Town Clerk read letter draft addressed to Mr. Kavanaugh Environmental Engineer for NYSDEC requesting an increase in the flow rate at the STP and stated what the Town of Westport has done and is doing to lessen the infiltrate, and are working with Rural Water to find the sources of infiltrate.
3. **SMOKING THE SYSTEM**-Steve Grimm from Rural Water has videoed some of the Sewer System and will return to do more. Smoking of the system to find possible infiltrate will happen some time in August. Discussion followed. Written notification will be sent to users of the sewer district prior to smoking the system.

RESOLUTION # 130
SMOKING THE SEWER SYSTEM

On a motion by Councilman Tyler seconded by Councilman Sherman the following was approved on a roll call

AYES 3 Tyler, Sherman, Connell
NAYS 0

Resolved to allow Rural Water personnel to smoke the Wastewater System District 1.

RESOLUTION # 131
NYS RURAL WATER ASSOCIATION HOLD HARMLESS & INDEMNIFICATION AGREEMENT

On a motion by Councilman Sherman seconded by Councilman Tyler the following was approved on a roll call

AYES 3 Tyler, Sherman, Connell
NAYS 0

Resolved the Town of Westport agrees to hold harmless the NYS Rural Water Association, it's Board of Directors, agents, servants and employees, and all affiliated entities thereof as may now or may hereafter exist, against all claims, suits, losses or expenses by reason of any liability arising out of or in consequence of the performance of the NYSRWA assistance provided and/or imposed by law upon any and all loss or damage, claim, demand, suit or action including death, damage, to property, and from all costs and expenses incurred on account of any such claim, including, without limitation, attorney's fees and disbursements, caused by or directly or indirectly arising throughout

the duration of any work/assistance provided by NYSRWA and authorized under the Town of Westport receiving such assistance.

OLD BUSINESS CONTINUED

- **WADHAMS POLLING PLACE**-After meeting with voters from the Wadhams District-a recommendation will not be made to move the polling site to the Town Hall
- **WADHAMS WATER**-Discussions will continue after the Wadhams Advisory Committee, had a very favorable meeting with Engineer Wayne Ryan, Claude Cormier Hydro Source Associates, and Susan Kennedy from NYSDOH. An alternate source of water for the residents of Wadhams who are on district water is being discussed.
- **OUTDOOR FURNACES**-Will be discussed at a later meeting.

NEW BUSINESS

- **BEACH & LIFEGUARDS**-Interest has been shown for the 2 positions, but must have one lifeguard at least 18 years of age or older to operate.
- **SIDEWALKS**-No report
- **AUDITORS**-Still here.
- **UNION CONTRACT**-Supervisor Connell continues to try to contact Union Agent concerning contract negotiations. Mr. Connell will continue to do so.
- **BUDGET TRANSFER**

**RESOLUTION # 132
BUDGET TRANSFER**

On a motion by Councilman Sherman seconded by Councilman Tyler the following was approved on a roll call after discussion

AYES 3 Tyler, Sherman, Connell
NAYS 0

Resolved to make the following budget transfers

FROM		TO
A1990.4 Contingent	\$800.00	A1930.4 Judgements & Claims
SS1 8130.2 Building & Truck	\$1000.00	SS1 8120.2 Equip. & Capt. Outlay

- **REQUEST FROM JANINE WRIGHT**

**RESOLUTION # 133
MANDATORY COURT CLERK TRAINING ATTENDANCE**

On a motion by Councilman Tyler seconded by Council Sherman the following was approved on a roll call

AYES 3 Tyler, Sherman, Connell

NAYS 0

Resolved to approve the request for Janine Wright, Court Clerk to attend mandatory training in Potsdam July 27-29.

- **ANN dela CHAPELLE LETTER**-Ms. dela Chappelle voiced concerns over the condition of her property after the water and wastewater projects were completed. Supervisor Connell is in contact with project engineers.

RESOLUTION # 134
ANN dela CHAPELLE

On a motion by Councilman Tyler seconded by Councilman Sherman the following was tabled on a roll call

AYES 3 Tyler, Sherman, Connell

NAYS 0

Table any action at this time, awaiting communication from engineers.

- **CEMETERIES**-Supervisor Connell has received numerous inquiries concerning the condition of the Riverside Cemetery. The Town has no jurisdiction over this cemetery; any inquiries should be addressed to the Westport Cemetery Association. Arsenal Cemetery right of way was discussed. Councilman Sherman to continue research on National Registry Status, and obtaining right of way access to the cemetery.
- **SHERMAN REQUEST**-Mr. Timothy Sherman's request to have land posted and trees cut on the border of Town and his property was not addressed at this time. Forester will scout the trees along the border of the properties.
- **EAGLE SCOUT RECOGNITION**-Tanner Carroll and Johnny Mayr have attained Eagle Scout status.

RESOLUTION # 135
EAGLE SCOUT RECOGNITION

On a motion by Councilman Tyler with a unanimous second the following was approved

AYES 3 Tyler, Sherman, Connell

NAYS 0

WHEREAS, the Boy Scouts of America has been an institution since its inception in 1911, giving guidance to young boys, and

WHEREAS, the Boy Scouts of America offers Scouts the chance to earn merit badges, show leadership skills and perform community service, and

WHEREAS, the Boy Scouts of America offers the chance for each and every young man to achieve the status of Eagle Scout by living the Scout Oath, Scout Law, Scout Motto and Scout Slogan and meeting the requirements set forth to attain that status, and

WHEREAS, Tanner Carroll, has been involved in Scouting for over 10 years and has shown the qualities necessary to and met or exceeded the requirements necessary to attain Eagle Scout status,

THEREFORE BE IT RESOLVED the Town Board of the Town of Westport Commends Mr. Carroll on his achievement of Eagle Scout, and wishes him well in all his future endeavors.

IN TESTIMONY THEREOF, I have hereunto set my hand and affixed my seal this 10th day of June 2008.

SEAL

Brenda McCooey
Clerk of the Town of Westport

**RESOLUTION # 136
EAGLE SCOUT RECOGNITION**

On a motion by Councilman Tyler with a unanimous second the following was approved
AYES 3 Tyler, Sherman, Connell
NAYS 0

WHEREAS, the Boy Scouts of America has been an institution since its inception in 1911, giving guidance to young boys, and

WHEREAS, the Boy Scouts of America offers Scouts the chance to earn merit badges, show leadership skills and perform community service, and

WHEREAS, the Boy Scouts of America offers the chance for each and every young man to achieve the status of Eagle Scout by living the Scout Oath, Scout Law, Scout Motto and Scout Slogan and meeting the requirements set forth to attain that status, and

WHEREAS, Johnny Mayr, has been involved in Scouting for over 10 years and has shown the qualities necessary to and met or exceeded the requirements necessary to attain Eagle Scout status,

THEREFORE BE IT RESOLVED the Town Board of the Town of Westport Commends Mr. Mayr on his achievement of Eagle Scout, and wishes him well in all his future endeavors.

IN TESTIMONY THEREOF, I have hereunto set my hand and affixed my seal this 10th day of June 2008.

SEAL

Brenda McCooey
Clerk of the Town of Westport

- **TOWN CLERK REPORT**-Supervisor Connell is in receipt of the Town Clerk's Monthly Report for May 2008.

RESOLUTION # 137
AUDIT OF BILLS

On a motion by Councilman Tyler seconded by Councilman Sherman the following was approved on a roll call

AYES 3 Tyler, Sherman, Connell
NAYS 0

Resolved to approve the bills as audited on Abstract 6A Voucher #'s 2008-347 to 2008-375 in the amount of \$74,430.45.

DPW SUPERINTENDENT REPORT/REQUEST-DPW Superintendent Sherman attended Highway Superintendent Training in Ithaca, The DPW Crew continues working on replacing manhole rings, readying the roads for paving, working for Essex County and mowing. Time not yet established on commencement of paving. The brush dump appears to be operating within restriction guidelines. New storm drain was placed on Marks Road. As a result of the recent storm DPW Superintendent Sherman inquired if communication via radio would be possible between the school and the DPW. Supervisor Connell stated with improved radio communication equipment at the County level, it will be possible for this to happen.

SUPERVISORS COMMENTS-Copy of correspondence Sent to Assemblywoman Janet Duprey from Karen Tromblee, WCS Superintendent requesting a generator for the school

incase of power outages, Reason for request-WSC is a designated Emergency Shelter for the Town, Camp Dudley and Horace Nye Home. Notification from NYS Office of Real Property stating Westport is at 100% equalization rate. Notification from NYSDOH will provide testing for the Wadhams Water system at no cost to the Town. Notification Serkil will provide the service of recycling # 1 plastic bottles. # 1 and # 2 plastics must be kept separate. DPW Superintendent Sherman will inquire if there is enough room in the recycle trailer for the additional bin this will require.

There were no further comments from the Councilmen.

Floor was open for Public Comment with none voiced.

RESOLUTION # 138
ADJOURNMENT

On a motion by Councilman Tyler with a unanimous second to adjourn at 8:30 PM

Respectfully Submitted _____ Brenda McCooey/Town Clerk