



TOWN OF PORTVILLE, NEW YORK

TOWN BOARD MEETING AGENDA

7:00 PM February 20, 2008
Westons Mills Community Center

Procedural Compliance

1. Pledge of Allegiance
2. Introduction of town board members
3. Confirmation of sufficient board member quorum
4. Edit and finalization of January 16, 2008 minutes

Public Comments Regarding Topics Not On The Agenda

The Town Board recognizes the importance of encouraging and allowing citizens and taxpayers of Portville to have an opportunity to make comment on subjects that are on the agenda. This segment of the meeting, however, allows for citizens and taxpayers to individually address the Town Board regarding subjects not on the agenda. Time limit per speaker is 5 minutes after which the Town Board will respond as best as is possible. If the subject needs longer discussion, it will either be scheduled for another Town Board meeting or an appointment scheduled during which the speaker can discuss the situation with one or two of the Town Board members.

Department Reports

1. Town Clerk (Parks): *Invoice Review and monthly report.*
2. Highway Department (Frost): *Expense forecast and monthly report.*
3. Bookkeeper (Bysiek): *Annual Financial Report filing and monthly report.*
4. Assessor (Martonis): *Monthly report.*
5. Court (Parks): *Monthly court report prepared by Justice Hale.*
6. Building Inspector (Taggerty): *Monthly building, code enforcement, and flood control report.*
7. Dog Control (Morrow): *Monthly report.*
8. Planning Board (Sponsler): *Process Definition Update and monthly report.*
9. Zoning Board of Appeals (Fischer): *Monthly report.*

New Business

1. 2008 Assessment Update (Martonis/Keeley): *Detail discussion of how property owners will be informed of the detail composition and rationale of their 2007 reassessment, how the 2008 assessment is going to be performed, the manner in which errors can be addressed, and plans for correcting as many errors as possible before the hearings start with the Board of Assessment Review.*
2. Village-Town-PCSD Police Services For PCSD Agreement (Keeley): *A recommendation that the Town approve signing the revised agreement drafted by PCSD to enable Village of Portville Police to perform policing services on the PCSD campus which is located in the Town, the costs of which will be borne exclusively by PCSD.*
3. Kenel Agreement Update (Keeley): *An update on the status of the Allegany agreement and the West Clarksville agreement will be provided.*



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4. Financial & Investment Update (Keeley): *A recap of how we are doing financially year-to-date and where we are in terms of investment strategy.*
5. Court Clerk Hours Increase Request (Keeley on behalf of Justice Hale): *A discussion and subsequent recommendation regarding Justice Hale's request that there be an increase of 4 hours for the court clerk per week to catch up on court paperwork.*
6. Bond Anticipation Notes (Keeley): *A recommendation to pay off at maturity a \$40K 4.5% BAN due June 12, 2008 for building addition and \$20K 4.55% BAN due June 15, 2008 for 2003 IH truck, if cash assets are sufficient, because the interest paid far exceeds the interest earned on our reserved capital.*
7. Office Build-out Within Existing Town Municipal Building (Cornell): *An update and proposal regarding funding and methodology to add 2-3 offices to accommodate the assessor and administrative personnel and to optionally improve out records storage security.*
8. Proposed Resolution RES-20080220.1: MBIA NYCLASS (Keeley): *A recommendation that the Town approve authorization of the Supervisor to sign an agreement to join and subsequently participate in investment cash assets in MBIA NYCLASS at the discretion of the Supervisor.*
9. Town Law 1 2008: Modified NYS Uniform Fire Prevention & Building Code (Keeley): *Because of a procedural error in having emailed and not having mailed to the homes or desks of the Board members 7 days in advance excluding Sunday the finally worded proposed Town Law 1 to comply with Section 20 of Municipal Home Rule Law, a revote will be recommended regarding the proposed Town Law 1 2008 that was voted on by the Board on January 16, 2008.*
10. Proposed Resolution RES-20080220.2: Designation of Municipal Building In-Box As Board Members' Desks (Keeley): *Because of the fact that individual desks are not available in the Town Municipal Building for its Town Board Members, this resolution would enable compliance with Section of 20 of Municipal Home Rule Law by defining the desk of a Town Member as the In-Box of that Board Member within the Town Municipal Building.*
11. Proposed Resolution RES-20080220.3 Proposed NYS Legislative Amendment To Section 20 of the Municipal Home Rule Law (Keeley): *A recommendation to the Board to adopt a resolution to submit as a "Home Rule Request" for legislative permission from the State of New York that Section 20 of Municipal Home Rule Law be amended to allow e-mail as an approved means of notification to Town, City or Village legislative members.*
12. Proposed Resolution RES-20080220.4 Designation of Town of Portville Councilperson to be a Chestnut Hill Cemetery Board Member (Keeley): *A recommendation to the Board to designate a Town of Portville Councilperson to sit on the Chestnut Hill Cemetery Board as a non-voting board member since the Town of Portville partially funds the cemetery's operation.*
13. Planning Board Member Appointment (Keeley): *A recommendation that Charlene Van Dusen be appointed and sworn in as Planning Board Member for a 7-year term expiring on December 31, 2014.*
14. Board of Assessment Review Members Appointment (Keeley): *A recommendation that Elizabeth Augostini, Kirk Austin, Michael Batt, Gary Van Dusen, and Paul Slawiak be appointed Board of Assessment Review Members, that training costs be approved for travel to Little Valley if necessary, and that two of the new members be appointed as Chair and Deputy Chair.*
15. Article 78 Lawsuit Settlement Decision (Keeley): *A recommendation to vote regarding the Article 78 Lawsuit.*
16. Tri-Board De-Briefing (Keeley/Cornell): *A community update on what transpired at the Town, Village, PCSD Tri-Board meeting held January 28, 2008 at the Superintendent's office at PCSD.*
17. Recommendation To Hold Public Hearing Regarding Above Ground Fuel Tank Shared Services Proposal Between the Village of Portville, Town of Portville, and Portville Central School District (Keeley): *A preliminary public and board discussion about the merits or risks of considering a shared services arrangement for utilization and possible*



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expansion of the Town's above ground fuel tanks to reduce overall costs amongst the three governmental entities.

18. Recommendation To Form A Non-Binding Economic Strategic Planning Committee (Keeley): *A preliminary public and board discussion regarding the formation of a committee made up of business and civic leaders and economic experts to develop a long-term economic growth plan for the Town of Portville to improve the average household income, reduce the average age, grow the population, reduce the risks of economic downturns, and lower or at least stabilize the property tax burden per taxable property parcel.*

Public Comment Protocol

With the consent of the Town Board, time may be provided for 5 minutes per person to address the board on any town matters. Protocol requires that the person wishing to address the board introduce themselves by name and residential address. Public comment is generally reserved for the beginning of the meeting. However, if there are questions regarding topics being discussed, any person may raise his/her hand and the Town Board will make every effort to acknowledge and allow questions or comments as long as those questions and comments do not disrupt the agenda of the meeting.