



DATE: November 18, 2009

TIME: 7:00PM

MEETING: Town Board Meeting, Town of Portville, New York

LOCATION: Westons Mills Community Center, 1310 Olean Portville Road, Westons Mills, New York

PRESENT: Terry Keeley, Town Supervisor
William Stern, Deputy Supervisor
Gary Woodhead, Councilperson
Charlene Van Dusen Councilperson
Terri Batt, Councilperson
Stuart Frost, Highway Superintendent
James Parks, Town Clerk

Members of the community and media

Procedural Compliance

The meeting was opened by Supervisor Keeley asking attendees to stand and join him in the "Pledge of Allegiance".

Town Supervisor Keeley welcomed everyone and asked the town board, and town clerk to introduce themselves. Five board members were present to satisfy a quorum.

Public Comments

Lori Funden living at 2677 West Windfall Road, Olean, NY requested a speed reduction to 35 MPH on this road. A motion was made by Councilperson Stern and seconded by Councilperson Batt and approved by the Town Board to adopt RES-20091118.9 and submit form TE 9a to reduce the speed limit on West Windfall Road from 55 miles per hour to 35 miles per hour. VOTE: Stern (YES), Woodhead (YES), Van Dusen (YES), Keeley (YES), Batt (YES) MOTION CARRIED 5-YES 0-NO

(Refer to attachment accompanying these minutes)



October 21, 2009 and October 29, 2009 Minutes Review.

The October 21, 2009 and October 29, 2009 Town Board meeting minutes were reviewed and a motion to approve was made by Councilperson Van Dusen and seconded by Councilperson Batt and approved by the Town Board. VOTE: Stern (YES), Woodhead (YES), Van Dusen (YES), Keeley (YES), Batt (YES) MOTION CARRIED 5-YES 0-NO

Department Reports

The following monthly department reports were given:

- Town Clerk
- Town Justice
- Highway Department
- Building Department
- Planning Board

A motion was made by Councilperson Stern, seconded by Councilperson Woodhead and approved by the Town Board to accept the Department Reports as given. VOTE: Stern (YES), Woodhead (YES), Van Dusen (YES), Keeley (YES), Batt (YES) MOTION CARRIED 5-YES 0-NO

New Business

Agenda Item #1 FINANCIAL UPDATE

Supervisor Keeley gave an update regarding the town's balance sheet and expenses.

(Refer to attachment accompanying these minutes)

Agenda Item #2 COMPARATIVE TOWN FEE ANALYSIS

Joann McAndrew a member of the Town Planning Board gave a review of comparative fee analysis of surrounding towns. The Planning Board will recap their data and present their findings and general perspective to the Town Board members for review.

Agenda Item #3 Expense Review

The Town Board reviewed and discussed the filed monthly expense vouchers. A motion was made by Councilperson Woodhead, seconded by Councilperson Van Dusen and approved by the Town Board to approve for payment the October 2009 monthly bills.

VOTE: Stern (YES), Woodhead (YES), Van Dusen (YES), Keeley (YES), Batt (YES)

MOTION CARRIED 5-YES 0-NO

A motion was made by Councilperson Stern, seconded by Councilperson Woodhead and approved by the Town Board to reimburse Supervisor Keeley \$334.98 for the purchase of toner from Staples, Inc, Olean, NY until a Town of Portville account can be established.

VOTE: Stern (YES), Woodhead (YES), Van Dusen (YES), Keeley (Abstain), Batt (YES)

MOTION CARRIED 4-YES 1- Abstain 0-NO

(Refer to attachment accompanying these minutes)

Adjournment

Being there was no further business a motion to adjourn at 9:15PM was made by Councilperson Batt, seconded by Councilperson Van Dusen and approved by the Town Board. VOTE: Stern (YES), Woodhead (YES), Van Dusen (YES), Keeley (YES), Batt (YES)

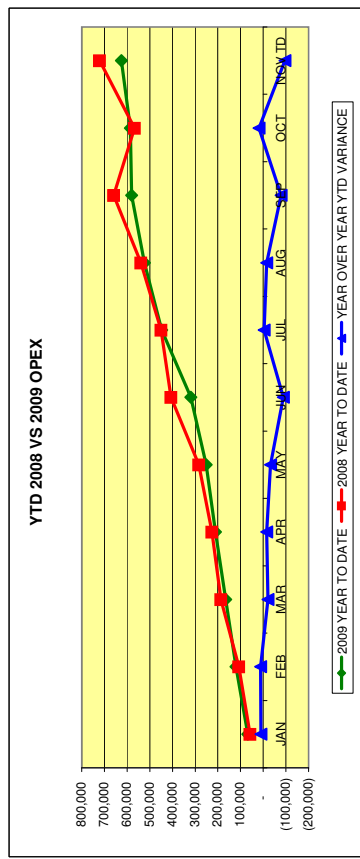
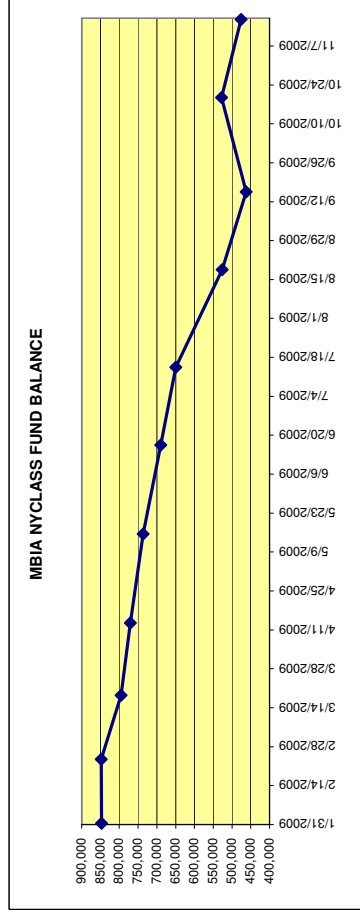
MOTION CARRIED 5-YES 0-NO

Respectfully submitted and signed,

James Parks
Town Clerk
Town of Portville, New York

MBIA NYCLASS FUND BALANCE	01/31/2009	02/23/2009	03/18/2009	04/13/2009	05/15/2009	06/16/2009	07/14/2009	08/18/2009	09/15/2009	10/19/2009	11/16/2009
A FUND - GENERAL TOWNWIDE	147,051.35	141,784.22	129,557.23	121,366.89	110,837.20	100,019.73	94,498.63	78,578.46	63,404.15	101,664.78	94,088.87
B FUND - GENERAL EXCLUDING VILLAGE	162,112.07	161,361.80	157,826.80	157,119.13	163,439.85	163,164.97	162,057.63	163,449.49	166,648.82	152,221.86	142,375.67
DA FUND - HIGHWAY TOWNWIDE	91,614.33	91,633.15	88,746.55	88,602.02	79,418.84	76,289.53	74,137.89	6,389.47	0.04	12,553.67	0.00
DB FUND - HIGHWAY EXCLUDING VILLAGE	272,188.41	261,383.26	228,420.07	212,693.84	190,152.98	167,623.84	136,611.30	94,159.98	75,710.65	77,332.60	39,604.17
A FUND - 0911 UFB	75,590.74	75,606.29	75,618.36	75,629.64	75,647.83	75,663.41	75,677.38	75,696.00	75,710.65	75,727.70	75,742.23
B FUND - 0911 UFB	30,847.48	30,853.83	30,858.75	30,863.38	30,870.82	30,877.13	30,882.84	30,890.43	30,896.35	30,903.33	30,909.24
DA FUND - 0911 UFB	5,858.63	5,859.84	5,860.76	5,861.62	5,863.02	5,864.22	5,865.31	5,866.75	5,867.87	5,869.19	5,870.31
DB FUND - 0911 UFB	44,005.48	44,014.54	44,021.54	44,028.07	44,038.69	44,047.77	44,055.96	44,066.83	44,075.35	44,085.32	44,093.78
LD-740 LIGHTING DISTRICT	14.11	2,176.05	2,016.90	1,860.66	1,861.01	1,733.21	1,597.97	1,463.21	1,226.28	1,226.61	823.09
LD-741 LIGHTING DISTRICT	428.43	4,986.92	4,648.16	4,369.11	4,369.11	4,143.06	3,902.67	3,662.86	3,530.45	3,531.11	3,093.28
SD-741 SEWER DIST BOND	0.00	9,339.46	9,340.96	9,342.33	9,344.52	8.01	8.01	8.01	8.01	8.01	8.01
SD-741 SEWER DIST MAINT FEES	6,645.78	6,647.17	6,648.25	6,649.27	8,228.05	8,228.05	8,492.17	9,807.09	9,809.05	10,808.89	11,231.01
LD-740 LIGHT DIST - 0911 UFB	284.76	284.76	284.76	284.76	284.76	284.76	284.76	284.76	284.76	284.76	284.76
LD-741 LIGHT DIST - 0911 UFB	506.33	506.37	506.37	506.37	506.37	506.37	506.37	506.37	506.37	506.37	506.37
SD-741 SEWER DIST MAINT 0911 UFB	9,964.63	11,335.60	11,337.40	11,339.06	11,341.86	11,344.26	11,346.43	11,349.31	11,351.55	11,354.19	11,356.43
2008 COURT GRANT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	15,584.46
	847,112.53	847,753.26	795,192.86	770,516.15	736,204.16	689,796.32	649,925.32	526,179.02	462,478.82	528,078.39	475,571.68

2009 OPERATING EXPENSE	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV TD	YTD
A FUND - GENERAL TOWNWIDE	28,654.84	15,378.28	21,081.56	14,395.62	15,735.81	19,995.63	12,822.25	20,416.28	16,697.04	19,810.93	18,366.14	203,354.38
B FUND - GENERAL EXCLUDING VILLAGE	2,388.58	1,852.50	4,853.28	4,458.40	2,370.73	1,790.01	5,159.50	4,108.40	9,098.87	541.82	4,643.27	41,265.36
DA FUND - HIGHWAY TOWNWIDE	420.00	2,900.90	157.75	9,202.68	3,145.10	2,165.37	67,753.63	6,389.67	12,554.55	5,810.19	-	110,499.84
DB FUND - HIGHWAY EXCLUDING VILLAGE	34,867.43	31,497.84	19,079.31	16,227.82	20,401.49	33,562.49	41,597.36	44,714.33	18,132.49	34,596.75	22,066.46	316,743.77
LD-740 LIGHTING DISTRICT	1,059.56	-	319.51	279.74	285.95	228.00	241.20	240.84	237.21	256.99	294.37	3,423.37
LD-741 LIGHTING DISTRICT	548.74	-	159.47	156.50	148.91	128.10	135.51	135.12	133.09	144.02	146.81	1,836.27
SD-741 SEWER DIST BOND	-	-	-	-	-	9,338.00	-	-	-	-	-	9,338.00
2008 COURT GRANT	-	-	-	-	-	-	-	-	-	-	-	955.50
CY2009	67,939.15	51,629.92	45,650.88	44,720.76	42,067.99	67,207.60	127,709.45	76,004.64	56,853.25	62,116.20	45,517.05	687,416.49
CY2008	58,448.00	49,043.99	79,051.04	39,074.24	58,136.95	123,373.70	43,232.56	88,171.18	120,174.85	28,234.00	62,881.68	749,622.19
2009 YEAR TO DATE	67,939.15	119,568.67	165,219.55	209,940.31	252,008.30	319,215.90	446,925.35	522,929.99	579,783.24	585,046.19	625,300.29	-
2008 YEAR TO DATE	58,448.00	107,491.99	186,543.03	225,617.27	283,754.22	407,127.92	450,360.48	538,531.66	658,706.51	566,765.66	721,388.19	-
YEAR OVER YEAR MONTHLY VARIANCE	9,491.15	2,585.53	(33,400.16)	5,646.52	(16,068.96)	(56,166.10)	84,476.89	(12,166.54)	(63,321.60)	33,882.20	(17,164.63)	-
	16%	5%	-42%	14%	-28%	-46%	195%	-14%	-55%	120%	-27%	-
YEAR OVER YEAR YTD VARIANCE	9,491.15	12,076.68	(21,323.48)	(15,676.96)	(31,745.92)	(87,912.02)	(3,435.13)	(15,601.67)	(78,923.27)	18,280.53	(96,087.90)	-
	16%	11%	-11%	-7%	-11%	-22%	-1%	-3%	-12%	3%	-13%	-





TOWN OF PORTVILLE, NEW YORK

Resolution RES-20091118.9: RECOMMENDATION TO REDUCE WEST WINDFALL ROAD SPEED LIMIT TO 35 MPH

WHEREAS, the community and the municipal government view that West Windfall Road in the Town of Portville is often co-occupied by persons walking along its narrow shoulders, is often co-occupied by slow moving farm equipment and school buses, has many children at play near to or crossing the road, and is often tranversed by farm animals.

WHEREAS, the community and the municipal government view that West Windfall Road in the Town of Portville has a topology that limits visibility in many instances of forthcoming road obstructions with subsequent and insufficient response time in many instances to avoid those obstructions.

NOW, THEREFORE, the Town Board of the Town of Portville resolves to recommend to the County of Cattaraugus and the New York State Department of Transportation that the speed limit on West Windfall Road in the Town of Portville be reduced from 55 miles per hour to 35 miles per hour.

Approved this 18th day of November, 2009, in the Town of Portville, County of Cattaraugus, State of New York.

Town of Portville
PO Box 630
1102 Olean-Portville Road
Portville, NY 14770



Regional Traffic Engineer
Region No. 5
Department of Transportation

Gentlemen:

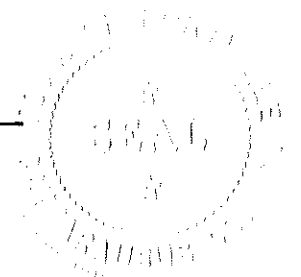
The Town Board of the **Town of Portville**, by a resolution adopted **November 18, 2009**, and the County Superintendent of Highways of the **County of Cattaraugus**, hereby requests the Department of Transportation, Pursuant to Section 1622.1 of the Vehicle and Traffic Law, to establish a lower maximum speed at which vehicles may proceed on

West Windfall Road, a Town Road.

Upon receipt of the notice that the regulation herein requested has been established, the **Town of Portville** will provide, install, and maintain signs in accordance with the Vehicle and Traffic Law and conforming to the Manual of Uniform Traffic Control Devices of the Department of Transportation.

Dated: **November 18, 2009**

James Parks
Town Clerk
(716) 933.6658 Office
(716) 933.7877 Fax



Dated: _____

David J. Rivet
Commissioner Public Works
(716) 938.9121 Office
(716) 938.2752 Fax

Comments by Commissioner Public Works

TE 9a (2/78)

Jim Parks
Town Clerk
Town of Portville

1102 Olean Portville Road
PO Box 630
Portville, NY 14770

Office (716) 933-6658
Fax (716) 933-7877
jim.parks@portville-ny.com

TOWN OF PORTVILLE
Profit & Loss Detail
 November 18, 2009

	<u>Date</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
Income				
Expense				
A FUND EXPENDITURES				
1315.4 Personnel, Contractual				
	11/18/2009	Edward J. Bysiek, CPA	N24	1,320.00
Total 1315.4 Personnel, Contractual				<u>1,320.00</u>
1620.4 Bldg, Contractual				
	11/18/2009	Staples	N56	84.99
	11/18/2009	Subcon Industries	N55	5.25
	11/18/2009	The Paper Factory	N56	45.99
	11/18/2009	Keeley, Harry W.	N56 - reimbursement	334.98
Total 1620.4 Bldg, Contractual				<u>471.21</u>
1710.4 Misc Expenses				
	11/18/2009	Verizon	N49	145.96
	11/18/2009	Martonis, Daniel	N47	1,561.36
	11/18/2009	Steffanie Bell	N47 - 236 miles @ \$0.58	136.88
Total 1710.4 Misc Expenses				<u>1,844.20</u>
1920.4 Municipal Assoc. Dues				
	11/18/2009	NYS Association of Towns	N40	500.00
Total 1920.4 Municipal Assoc. Dues				<u>500.00</u>
2980.4 Training, Safety & Comm				
	11/18/2009	The Times Herald	N34	33.48
Total 2980.4 Training, Safety & Comm				<u>33.48</u>
9010.8 Retirement				
	11/18/2009	NYS Employees Retirement	N30	6,486.29
Total 9010.8 Retirement				<u>6,486.29</u>
9060.8 A Health Insurance				
	11/18/2009	BlueCross BlueShield of WNY	N29	458.22
Total 9060.8 A Health Insurance				<u>458.22</u>
Total A FUND EXPENDITURES				11,113.40
B FUND -EXPENDITURES				
1110.4 Justice Court Fund				
	11/18/2009	Service Education, Inc.	N61	800.00
Total 1110.4 Justice Court Fund				<u>800.00</u>
9010.8 Retirement				
	11/18/2009	NYS Employees Retirement	N30	1,193.27
Total 9010.8 Retirement				<u>1,193.27</u>
Total B FUND -EXPENDITURES				1,993.27
DB FUND - EXPENDITURES				
5110.4 General Repairs, Contr.				
	11/18/2009	NYSATSH, Inc.	N77	150.00
Total 5110.4 General Repairs, Contr.				<u>150.00</u>
5130.4 Maintenance Expenses				
	11/18/2009	Chemung Supply Corp	N88	710.00
	11/18/2009	SOSMETAL Products Inc	N88	62.06
	11/18/2009	Valley Tire Co Inc	N88	742.24
	11/18/2009	Valley Fab and Equipment	N88	306.85
	11/18/2009	Baer's Auto Parts, Inc.	N88	11.77

TOWN OF PORTVILLE
Profit & Loss Detail
November 18, 2009

	<u>Date</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
	11/18/2009	Rinker Oil Corp	N89	1,140.64
	11/18/2009	Tractor Supply Company	N88	26.57
	11/18/2009	Worth W Smith Co Surplus	N88	345.69
	11/18/2009	United Refining Company of Pennsylvania	N89	319.10
Total 5130.4 Maintenance Expenses				<u>3,664.92</u>
5132.4 Utilities				
	11/18/2009	Verizon	N83	145.96
	11/18/2009	AT&T Mobility	N84	43.60
Total 5132.4 Utilities				<u>189.56</u>
9010.8 Retirement				
	11/18/2009	NYS Employees Retirement	N75	7,857.44
Total 9010.8 Retirement				<u>7,857.44</u>
9060.8 Health Insurance				
	11/18/2009	BlueCross BlueShield of WNY	N74	2,171.88
Total 9060.8 Health Insurance				<u>2,171.88</u>
Total DB FUND - EXPENDITURES				<u>14,033.80</u>
Total Expense				<u>27,140.47</u>
Net Income				<u><u>-27,140.47</u></u>