

TOWN OF FORESTPORT
TOWN BOARD MEETING MINUTES
FORESTPORT TOWN HALL
April 18, 2007

**Town of Forestport
Regular Town Board Meeting Minutes @ 6:30 p.m.
Forestport Town Hall
April 18, 2007**

PRESENT

**Councilman-Brian Fox
Councilman-Frederick Ritter
Councilwoman-Maryann Rubyor
Supervisor-Joan Ingersoll**

ABSENT

**Councilman-William Rockhill
Highway Superintendent-William Gardner**

- 1. CALL TO ORDER:**
- 2. TOWN CLERK MINUTES:**

***** A Motion was made by Councilman Frederick Ritter and seconded by Councilman Brian Fox to accept the Regular Town Board Meeting Minutes from February 21, 2007. Roll call vote:**

**Councilman-Brian Fox-YES
Councilman- Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES**

***** A Motion was made by Frederick Ritter and seconded by Councilwoman Maryann Rubyor to accept the March 21, 2007 Town Board Meeting from March 21, 2007. Roll call vote:**

**Councilman-Brian Fox-YES
Councilman- Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES**

***** A Motion was made by Councilman Brian Fox and seconded by Councilwoman Maryann Rubyor to accept the Fire Protection Meeting Minutes from March 21, 2007. Roll call vote:**

**Councilman-Brian Fox-YES
Councilman- Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES**

***** A Motion was made by Councilwoman Maryann Rubyor and seconded by Councilman Frederick Ritter to accept the Special Town Board meeting Minutes from April 2, 2007. Roll call vote:**

**Councilman-Brian Fox-ABSTAIN
Councilman- Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES**

3. ABSTRACTS:

GENERAL ABSTRACT:

*** A Motion was made by Councilman Frederick Ritter and seconded by Councilwoman Brian Fox to pay General Abstract # 4 Vouchers # 199 - 261 in the amount of \$31,973.01. Roll call vote:

Councilman-Brian Fox-YES
Councilman- Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES

CDBG (HUD GRANT) ABSTRACT:

*** A Motion was made by Councilman Brian Fox and seconded by Councilwoman Maryann Rubyor to pay CDBG Grant Abstract # 3 Vouchers 10 and 11 in the amount of \$3, 3500.00. Roll call vote:

Councilman-Brian Fox-YES
Councilman- Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES

PLANNING & CODES ERCOW ABSTRACT:

- NONE

HIGHWAY ABSTRACT:

*** A Motion was made by Councilman Frederick Ritter and seconded by Councilman Brian Fox to pay the Highway Abstract # 4 Vouchers 101 - 129 in the amount of \$13,132.37. Roll call vote:

Councilman-Brian Fox-YES
Councilman- Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES

4. JIM O'NEILL:

- Committee of one to look at the bid for 6 Hud projects
- One of the Project they pick a little higher bid
- The project is getting close for using all of the Grant dollars
- The Home Ownership Center is also going to help home owner again with this grant
- Councilman Frederick Ritter signed paper work for Jim O'Neill
- The grant is well to the ½ way point with the money
- If you do not sell your home after the grant has been done on your home you do not have to pay the Home Ownership back

1. FP-01-06
2. FP-03-06
3. FP-04-06
4. FP-05-06
5. FP-06-06
6. FP-11-06

Roll call vote:

Councilman-Brian Fox-YES
Councilman- Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES

5. ATTORNEY WILLIAM RILEY:

- William Riley is on vacation

6. TOWN CLERK REPORT:

- The Town Shares \$31.85

7. SUPERVISOR REPORT:

***** A Motion was made by Councilman Brian Fox and seconded by Councilwoman Maryann Rubyor for the following transfer.**

To: Town of Forestport Town Board Members

From: Dawn Campbell

RE: Transfer between appropriations - Town Clerk

Town Clerk purchased a new Dell computer for the office.
 There was not enough budgeted in the equipment appropriation
 so a transfer from contractual appropriation is needed to zero out
 equipment appropriation account.

Entries: Transfer

from	14104.01	Town Clerk Contractual	\$939.30
to	14102.01	Town Clerk Equipment	\$939.30

TO: Town of Foresport Town Board Members

FROM: Dawn Campbell

RE: Money General fund loaned out to Water 3/28/07, 4/12/07 & 4/18/07

Water:

General loaned Water money to cover Monthly payroll & PR#7

Entries:	General	Debit	391.01	Due From	\$763.63
		Credit	201.01	Savings	\$763.63
	Water	Debit	201.08	Savings	\$763.63
		Credit	630.08	Due To	\$763.63

General loaned Water money to cover PR#8

Entries:	General	Debit	391.01	Due From	\$191.90
		Credit	201.01	Savings	\$191.90
	Water	Debit	201.08	Savings	\$191.90
		Credit	630.08	Due To	\$191.90

General loaned Water money to cover 4/2007 Monthly bills

Entries:	General	Debit	391.01	Due From	\$1,647.54
		Credit	201.01	Savings	\$1,647.54
	Water	Debit	201.08	Savings	\$1,647.54
		Credit	630.08	Due To	\$1,647.54

Roll call vote:

Councilman-Brian Fox-YES
Councilman- Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES

8. JUSTICE REPORT:

- Justice report was reviewed from January – December 2006 and January – March 2007

9. NOCOGG:

- Government day was a real good turnout. Gerry Ritter is going to a meeting for NYS Record Keeping. This will be on Tuesday April 24th 2007 if Kathy Schmelzle would like to go with me. (Gerry Ritter)
- A workshop is coming up on May 24th 2007 this will be at SUNYIT . This is for State of Emergency.

10. CAP 21:

- A letter from CAP21 was reviewed

11. OLD BUSINESS:

- Harold Siver went at the meeting in Remsen on behalf of the Town and the minutes were reviewed from the Joint Board Executive officers Meeting
- There are two old copiers that need the Town Board needs to decide what to do with the cannon 6025 and 6221. Councilman Frederick Ritter would like to see if we can do e-bay again. Check with Gerry Ritter on setting up the Forestport Web site

12. OLD BUSINESS PUBLIC:

- Nothing from the public

13. ASSESSORS:

- Assessors report was reviewed
- Kathy Gydesen is still checking the Reval data to make sure that it is data is correct
- The Tentative Roll will be filed on May 1, 2007. The equalization rate will be at 100%
- Grievance day is May 22, 2007
- William Karn had many question for the Town Board about Reval. He would like to know how Mike Maxwell came up with the formula. Bill talk about how New Hartford did it. Councilman Frederick Ritter said that 60% was paying more than

their share and 40% were paying less than their share. One of the reason for this Reval was the Assessors could not keep up with the changes. Properties were selling for more than their assessed value. There is 5 to 10 % error. Bill Karn said he just does not understand this Reval. Supervisor Joan Ingersoll had told the people that this was done from the Real Property Tax Law section 305. "All real property in each assessing unit shall be assessed at a uniform percentage of value." A lengthy discussion took place with Mr. Buckley about the errors on his Reval. Ed Benn said he has sold 23 properties that the sale has not been reflected on the new roll on the ORPS site.

- Sharon Sbaraglia has resigned from the Board of Review

14. NEW BUSINESS:

- If anyone from the Town want to get a cell phone they can get a discount
- The Health insurance was in the packet for review
- Supervisor Joan Ingersoll has another quote for Health Insurance and the town Board will talk about it at budget time
- Thank – you from the Town Board to Donnie Pfendler, Brad Smith and John Jones for putting the skating rink together.

***** A Motion was made by Councilman Frederick Ritter and seconded by Councilman Brian Fox to accept the new Setback Law # 1 for 2007. Councilman Frederick Ritter read it into the minutes. This will be attached to the minutes. Roll call vote:**

Councilman-Brian Fox-YES
Councilman- Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES

15. NEW BUSINESS-PUBLIC:

- The public said thank-you for putting up with them during Reval

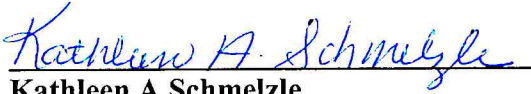
16. HIGHWAY:

- Letter was reviewed That Town Clerk sent Bill Gardner about keeping Meekerville Road open
- Highway road are posting for weight limit
- EPA fuel tanks were inspected
- 2001 ford Truck 8 repair history was reviewed
- The Town Board reviewed the quote for a new truck
- Halpin sent a fax on what he can give the town fuel for
- Re-bid the Black 4x4 Highway truck on e-bay

17. PLANNING AND CODES:

- The Highway Superintendent does not need to inspect the road when people put them in. this is part of William Riley needs to look at the set back law to see if it okay. Then it will be put back in May for Town Board approval.

**Meeting was adjourned @ 8:57 p.m.
Respectfully Submitted**


**Kathleen A Schmelzle
Forestport Town Clerk**

TOWN OF FORESTPORT
SPECIAL SEWER DISTRICT # 1 MEETING MINUTES

FORESTPORT TOWN HALL

April 18, 2007

**Town of Forestport
Special Sewer District # 1 Meeting Minutes
Forestport Town Hall @ 9:05 P.M.
April 18, 2007**

PRESENT

Councilman-Brian Fox
Councilman-Frederick Ritter
Councilwoman-Maryann Rubyor
Supervisor-Joan Ingersoll

ABSENT

Councilman-William Rockhill

1. CALL TO ORDER:

2. TOWN CLERK MINUTES:

*** A Motion was made by Councilman Brian Fox and seconded by Councilman Frederick Ritter to accept the Sewer Meeting Minutes from March 21, 2007. Roll call vote:

Councilman-Brian Fox-YES
Councilman-Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES

3. ABSTRACT:

***A Motion was made by Councilman Frederick Ritter and seconded by Councilman Brian Fox to pay Abstract # 4 vouchers 32 – 43 in the amount of \$914.23. Roll call vote:

Councilman-Brian Fox-YES
Councilman-Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES

4. OLD BUSINESS:

- There are no back up Pumps
- Discharge report was reviewed
- Operation report was reviewed
- A TV view of the sewer on Elm and Division Street show what is wrong with the pipes. Pipes are broken.
- Over 300 ft needs to be fixed

5. OLD BUSINESS PUBLIC:

- Nothing
-

6. NEW BUSINESS:

- Sample were not pick up at the drop off point
- Noncompliance event 2/16/2007 – 3/16/2007 probe meter reading Inaccurate

- Upstate lab was reviewed
- Smoke Test Collection System might need not to be done now. William Riley the Town's attorney said that it should not be done
- Boonville has never done the smoke test
- After the pipes are fixed than do the smoke test

7. NEW BUSINESS PUBLIC:

- Nothing

Adjourned @ 9:22 p.m.
Respectfully Submitted:


Kathleen A. Schmelzle
Sewer Clerk

TOWN OF FORESTPORT
SPECIAL WATER DISTRICT # 1 MEETING MINUTES

FORESTPORT TOWN HALL

April 18, 2007

**Town of Forestport
Special Water District # 1 Meeting Minutes
Forestport Town Hall @ 9:22 P.M.
April 18, 2007**

PRESENT

Councilman-Brian Fox
Councilman-Frederick Ritter
Councilwoman-Maryann Rubyor
Supervisor-Joan Ingersoll

ABSENT

Councilman-William Rockhill

1. CALL TO ORDER:

2. TOWN CLERK MINUTES:

*** A Motion was made by Councilman Brian Fox and seconded by Councilwoman Maryann Rubyor to accept the Water Meeting Minutes from March 21, 2007. Roll call vote:

Councilman-Brian Fox-YES
Councilman-Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES

3. ABSTRACT:

*** A Motion was made by Councilwoman Maryann Rubyor and seconded by Councilman Brian Fox to pay Abstract # 4 vouchers 50- 60 in the amount of \$1,666.46. Roll call vote:

Councilman-Brian Fox-YES
Councilman-Frederick Ritter-YES
Councilwoman-Maryann Rubyor-YES
Supervisor-Joan Ingersoll-YES

4. OLD BUSINESS:

- Verona Lab was reviewed
- Water System report was reviewed
- Operation report was reviewed
- Chlorine report was reviewed

5. OLD BUSINESS PUBLIC:

- Nothing
-

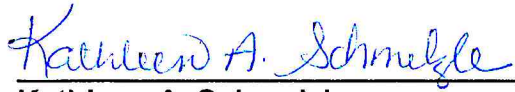
6. NEW BUSINESS:

-Annual Drinking Water Quality report is on the Town Clerk board

7. NEW BUSINESS PUBLIC:

- Nothing

**Adjourned @ 9:28 p.m.
Respectfully Submitted:**



**Kathleen A. Schmelzle
Sewer Clerk**

TOWN OF FORESTPORT
SET-BACK HEARING MEETING MINUTES
FORESTPORT TOWN HALL

April 18, 2007

**Town of Forestport
Set-Back Hearing Meeting Minutes @ 6:15 p.m.
Forestport Town Hall
April 18, 2007**

PRESENT

**Councilman-Brian Fox
Councilman-Frederick Ritter
Councilwoman-Maryann Rubyor
Supervisor-Joan Ingersoll**

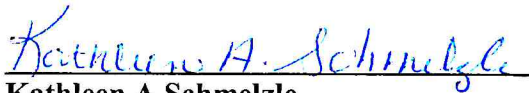
ABSENT

**Councilman-William Rockhill
Highway Superintendent-William Gardner**

1. CALL TO ORDER:

- The legal ad was read
- The Set-Back Law was read
- There were no comments from the public

**Meeting was adjourned @ 6:22 p.m.
Respectfully Submitted**



**Kathleen A Schmelzle
Forestport Town Clerk**

**State of New York } ss:
County of Oneida }**

LEGAL NOTICE

The Town Board of the Town of Forestport will be holding a hearing on April 18th 2007 @ 6:15 p.m. for the purpose to amend Section 6.4 - Setback Requirements of the Town of Forestport Site Review Law which was previously amended by Local Law No. 1 for the year of 2004. This will be held at the Forestport Town Hall, 12012 Woodhull Road, Forestport, NY.

Date: April 3, 2007
4/7-1ti

Joseph M. Entelisano

being sworn, says he is, and during the time hereinafter mentioned, was Advertising Director of the DAILY SENTINEL, a newspaper printed and published in the County of Oneida, aforesaid; and that the annexed printed Notice was inserted and published in said Newspaper once/ commencing

on the 7th day of April, 20 07

to wit: April 7

April 7, 20 07

Joseph M. Entelisano

Sworn to before me this 7th day of April, 20 07

Michael B. Brockway

Notary Public

MICHAEL B. BROCKWAY
Notary Public, State of New York
Appointed in Oneida County
My Commission Expires April 29, 2010

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

COPY

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~XXXXX~~

~~XXX~~

Town

~~XXXX~~

of Forestport

Local Law No. 1 of the year ~~XXX~~ 2007

A local law to amend Section 6.4 - Setback Requirements of the Town of Forestport

(Insert Title)

Site Review Law which was previously amended by Local Law No. 1 for
the year 2004

Be it enacted by the Town Board of the

(Name of Legislative Body)

~~XXXX~~

County

~~XXX~~

City

~~XXXX~~

Town

of Forestport

as follows:

BE IT ENACTED that Section 6.4 of the Town of Forestport Site Review Law is amended to read as follows:

In order to promote fire and traffic safety, all principle and accessory buildings shall be set back the following distances::

- (1) from the center line of any public or private road - 50 feet;
- (2) from the side lot lines - 10 feet;
- (3) from the rear lot lines - 10 feet;
- (4) all sewage disposal systems for new construction installed after the adoption of this Local Law shall be 50 feet from all lot lines.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2007 of the ~~(County)(City)(Town)(Village)~~ of Forestport was duly passed by the Town Board on 19, in accordance with the applicable provisions of law.
(Name of Legislative Body)

~~2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 19____, in accordance with the applicable provisions of law.~~
(Name of Legislative Body) (Elective Chief Executive Officer*)

3. (Final adoption by referendum.)

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 19____. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 19____, in accordance with the applicable provisions of law.~~

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 19____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 19____, in accordance with the applicable provisions of law.~~
(Name of Legislative Body) (Elective Chief Executive Officer*)

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

~~5. (City local law concerning Charter revision proposed by petition.)~~

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the City of _____, having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 19____, became operative.

6. (County local law concerning ~~adoption~~ adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 19____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph-----1-----, above.

Clerk of the ~~XXXXXX~~ State of ~~XX~~, City/Town/Village/Clerk
or officer designated by local legislative body

(Seal)

Date: 3/21/07

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF Oneida

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature

Town Attorney

Title

County _____ Forestport
City of _____
Town _____
Village _____

Date: _____