

TOWN OF PORTLAND RE-ORGANIZATIONAL/BOARD MEETING
PORTLAND TOWN HALL
JANUARY 10, 2018 - 7:00 P.M.

BOARD MEMBERS PRESENT:

Daniel Schrantz	Supervisor
Jerry Boltz	Council
Patti Farrell	Council
Rick Manzella	Council

BOARD MEMBERS ABSENT:

Gary Miller	Council
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OTHERS PRESENT:

Joel Seachrist	Attorney
Ken Becker	Highway Superintendent
Ann Belcher	Reporter
Roxane Sobecki	Town Clerk
1 resident	

Supervisor Schrantz opened the meeting at 7:00 P.M. with the pledge to the flag.

WATER DISTRICT 8:

Attorney Seachrist reviewed with the board the next steps for Water District 8.

**FINAL ORDER ESTABLISHING WATER DISTRICT 8
01-01-18**

The following order was offered by Council Boltz and seconded by Council Farrell, to wit:

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A meeting of the Town Board of the Town of Portland, in the County of Chautauqua, State of New York, was held at the Town Hall, in said Town, on January 10, 2018.

PRESENT:

Hon. Daniel Schrantz, Supervisor
Boltz, Councilperson
Farrell, Councilperson
Manzella, Councilperson

In the Matter of the Establishment of the Town of Portland Water District No. 8, in the Town of Portland, in the County of Chautauqua, New York, pursuant to Article 12-A of the Town Law.

**FINAL ORDER ESTABLISHING TOWN OF PORTLAND WATER DISTRICT NO. 8
(JANUARY 10, 2018)**

WHEREAS, the Town Board of the Town of Portland (herein called “Town Board” and “Town”, respectively), in the County of Chautauqua, New York, has, pursuant to Town Law Article 12-A, caused Clark Patterson Lee, competent engineers duly licensed by the State of New York, to prepare a preliminary map, plan and report for the establishment of Water District No. 8 (the “District”); and

WHEREAS, such map, plan and report is on file at the office of the Town Clerk, and available for public inspection at said location; and

WHEREAS, such map, plan and report proposes the installation of approximately 23,200 linear feet of 8-inch water main along various roads in the Town, along with the installation of valves, hydrants and appurtenances, as well as other such improvements as more fully identified in (or contemplated by) such map, plan and report referred to above, including all related right-of-way costs, new service installation, site work and other ancillary work, preliminary costs and other improvements and costs incidental thereto, and in connection with the financing thereof (collectively referred to herein as “Water Improvement”); and

WHEREAS, the Town anticipates the receipt of grant funds in the approximate amount of \$1,250,000 from the United States of America – Rural Development Agency; and

WHEREAS, the estimated maximum amount proposed to be expended for the construction of such District is estimated to be \$1,844,000; and

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WHEREAS, the Town Board may establish water rents as provided in paragraph (d) of subdivision three of Town Law Section 198; and

WHEREAS, pursuant to the Order duly adopted on November 8, 2017, the Town Board determined to proceed with the proposed establishment of the District and adopted an Order reciting a description of the boundaries of the District, the improvements proposed, the maximum amount proposed to be expended for the construction of water improvements in connection with the establishment of the District, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's office for public inspection and specifying November 30, 2017, at 6:30 o'clock p.m. (Prevailing Time) or shortly thereafter, as the time when, and the Portland Town Hall, located at 87 West Main Street, Brocton, New York, as the place where, the Town Board would meet to consider the proposed establishment of the District and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by law; and

WHEREAS, the Town Board adopted a Resolution Creating the District Subject to Permissive Referendum on November 30, 2017; and

WHEREAS, following publication and posting of certified copies of said Order pursuant to Article 12-A of the Town Law and after a public hearing duly held by the Town Board at the time and place herein referred to, the Town Board, by resolution on November 30, 2017, determined that:

a) the notice of public hearing was published and posted as required by law and was otherwise sufficient,

b) SEQRA-related matters were addressed;

c) all the property and property owners included within the proposed District were benefited thereby,

d) all the property and property owners benefited were included within the limits of the proposed District,

e) it was in the public interest to establish the District;

f) the establishment of the District and the construction of water improvements in connection with the District as hereinabove described would be at an estimated maximum cost of \$1,844,000; and

g) the plan of financing is by the issuance of serial bonds in an aggregate principal amount not to exceed \$1,844,000, such amount to be offset by any federal, state, county and/or local funds received including, but not limited to, grant funds in an approximate amount of \$1,250,000 expected to be received from the United States of America – Rural Development Agency, and

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h) unless paid from other sources or charges, the cost of the Water Improvement will be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of the benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and

WHEREAS, said resolution adopted on November 30, 2017, was subject to permissive referendum and the notice setting forth the date of adoption of said resolution, which concisely stated the purpose and effect thereof, was duly posted and published as required by law, and that no petition requesting a referendum thereon has been filed with the Town Clerk within 30 days after the date of adoption thereof, or at any other time since said adoption; and

WHEREAS, permission of the State Comptroller is not required with respect to the establishment of the District because the estimated cost of the District to the Typical Property (as defined by Town Law) is not above the Average Estimated Cost to the Typical Properties for the establishment of similar types of districts, as computed by the State Comptroller, and the Town has filed a certified copy of the Order with the State Comptroller as required by Town Law;

NOW, THEREFORE, BE IT

ORDERED, that the establishment of the District is hereby approved, in the Town of Portland, to be known as Town of Portland Water District No. 8, situate wholly outside of any incorporated village or city and bounded and described as follows:

All that tract or parcel of land situate in the Town of Portland, County of Chautauqua, State of New York, being described as follows:

Beginning at the intersection of the southerly municipal boundary line of the Town of Portland/Village of

Brocton and the center line of Highland Road (66 feet wide right-of-way); thence,

1. Easterly, along the southerly municipal boundary line of the Town of Portland/Village of Brocton, a distance of 1,058 feet, more or less, to the northeasterly corner of tax account number 162.00-1-6; thence,

2. Southerly, along an easterly line of tax account number 162.00-1-6, a distance of 809 feet, more or

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less, to the northeasterly corner of tax account number 162.13-1-5; thence,

3. Southwesterly, along the northerly line of tax account number 162.13-1-5, a distance of 150 feet, more or less, to the northwest corner of tax account number 162.13-1-5; thence,

4. Southerly, along the westerly line of tax account number 162.13-1-5, a distance of 94 feet, more or less, to a northeasterly corner of tax account number 162.13-1-4; thence,

5. Westerly, along a southerly line of tax account number 162.00-1-6, a distance of 441 feet, more or less, to a point 500 feet easterly of and parallel to the center line of Highland Road; thence,

6. Southerly, through the lands of tax account number 162.13-1-4, across Webster Road (66 feet wide right-of-way), and through the lands of tax account number 162.13-1-7, along a line 500 feet easterly of and parallel to the center line of Highland Road, a distance of 854 feet, more or less, to a point 500 feet southerly of and parallel to the center line of Webster Road; thence,

7. Southwesterly, through the lands of tax account number 162.13-1-7, across Highland Road, and through the lands of tax account numbers 162.13-1-17, 162.13-1-15, and 162.13-1-14 an along the southerly line of tax account number 162.13-1-16, along a line 500 feet southerly of and parallel to the center line of Webster Road, a distance of 1,495 feet, more or less, to the westerly line of tax account number 162.00-1-28.1; thence,

8. Southeasterly, along the easterly line of tax account number 162.00-1-28.1, a distance of 140 feet, more or less, to the southeasterly corner of tax account number 162.00-1-28.1; thence,

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9. Westerly, along the southerly line of tax account number 162.00-1-28.1, a distance of 617 feet, more or less, to the southwesterly corner of tax account number 162.00-1-28.1; thence,

10. Southerly, along the easterly line of tax account number 162.00-1-27, a distance of 420 feet, more or less to the southeasterly corner of tax account number 162.00-1-27; thence,

11. Westerly, along the southerly line of tax account number 162.00-1-27, a distance of 270 feet, more

or less, to the southwesterly corner of tax account number 162.00-1-27; thence,

12. Northerly, along the westerly line of tax account number 162.00-1-27, a distance of 416 feet, more

or less, to the southeasterly corner of tax account number 161.00-3-19; thence,

13. Southwesterly, along the southerly line of tax account number 161.00-3-19, a distance of 1,332 feet, more or less, to the southwesterly corner of tax account number 161.00-3-19; thence,

14. Southerly, along the easterly line of tax account number 161.00-3-24.2, a distance of 457 feet, more or less, to the southeasterly corner of tax account number 161.00-3-24.2; thence,

15. Westerly, along the southerly lines of tax account numbers 161.00-3-24.2 and 161.00-3-24.1, a distance of 818 feet, more or less, to the southwesterly corner of tax account number 161.00-3-24.1; thence,

16. Northerly, along the westerly line of tax account number 161.00-3-24.1, a distance of 920 feet, more or less, to a point 500 feet southerly of and parallel to the center line of Webster Road; thence,

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17. Westerly, through the lands of tax account number 161.00-3-25, along a line 500 feet southerly of and parallel to the center line of Webster Road, a distance of 913 feet, more or less, to the easterly line of tax account number 161.00-3-26; thence,

18. Southerly, along the easterly lines of tax account numbers 161.00-3-26 and 161.00-3-29, a distance of 1,844 feet, more or less, to a point on the easterly line of tax account number 161.00-3-29; thence,

19. Westerly, along the easterly extension of the northerly line of tax account number 161.00-3-31, the northerly lines tax account numbers 161.00-3-31, 161.00-3-32, and 161.00-3-33, a distance of 1,002 feet, more or less, to the northwesterly corner of tax account number 161.00-3-33; thence,

20. Northerly, along a easterly line of tax account numbers 161.00-3-33 and 161.00-3-35, a distance of

1,303 feet, more or less, to the northeasterly corner of tax account number 161.00-3-35; thence,

21. Westerly, along the southerly lines of tax account numbers 161.00-3-29 and 161.00-3-39, and the westerly extension of the southerly line of tax account number 161.00-3-39, a distance of 1,495 feet, more or less, to the center line of Fay Street (49.5 feet wide right-of-way); thence,

22. Southerly, along the center line of Fay Street, a distance of 258 feet, more or less, to the easterly extension of the southerly line of tax account number 161.00-2-34; thence,

23. Westerly, along the easterly extension of the southerly line of tax account number 161.00-2-34, and the southerly line of tax account number 161.00-2-34, a distance of 363 feet, more or less, to the southwesterly corner of tax account number 161.00-2-34; thence,

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24. Northerly, along the westerly line of tax account number 161.00-2-34, a distance of 483 feet, more or less, to the northwesterly corner of tax account number 161.00-2-34; thence,

25. Westerly, along the southerly lines of tax account numbers 161.00-2-33.1 and 161.00-2-33.2, a distance of 370 feet, more or less, to the southwest corner of tax account number 161.00-2-33.2; thence,

26. Southerly, along the easterly line of tax account number 161.00-2-38, a distance of 1,165 feet, more or less, to a southeasterly corner of tax account number 161.00-2-38; thence,

27. Southwesterly, along the southerly line of tax account number 161.00-2-38, a distance of 191 feet, more or less, to an angle point; thence,

28. Westerly, along the southerly line of tax account number 161.00-2-38, a distance of 595 feet, more or less, to a westerly line of tax account number 161.00-2-38; thence,

29. Northerly, along a westerly line of tax account number 161.00-2-38, a distance of 131 feet, more or less, to a southeasterly corner of tax account number 161.00-2-38; thence,

30. Westerly, along a southerly line of tax account number 161.00-2-38, a distance of 597 feet, more or less, to the northwesterly corner of tax account number 161.00-2-2-37, said point also being on the easterly line of tax account number 161.00-2-39.2; thence,

31. Southerly, along the easterly lines of tax account numbers 161.00-2-39.2 and 178.00-1-12, and the southerly extension of the easterly line of tax account number 178.00-1-12, a distance of 1,023 feet, more or less, to the center line of Ellicott Road (66 feet wide right-of-way); thence,

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32. Southwesterly, along the center line of Ellicott Road, a distance of 11 feet, more or less, to the northerly extension of the easterly line of tax account number 178.00-1-17; thence,

33. Southerly, along the northerly extension of the easterly line of tax account number 178.00-1-17, and the easterly line of tax account number 178.00-1-17, a distance of 903 feet, more or less, to the southeasterly corner of tax account number 178.00-1-17; thence,

34. Westerly, along the southerly lines of tax account numbers 178.00-1-17 and 178.00-1-16, a distance of 574 feet, more or less, to the southwest corner of tax account number 178.00-1-16; thence,

35. Northerly, along the westerly line of tax account number 178.00-1-16, a distance of 387 feet, more or less, to a point 500 feet southerly of and parallel to the center line of Ellicott Road; thence,

36. Westerly, through the lands of tax account number 178.00-1-13, across Campbell Road (49.5 feet wide right-of-way), through the lands of tax account number 178.00-1-46, along a line 500 feet southerly of and parallel to the center line of Ellicott Road, a distance of 1,192 feet, more or less, to the easterly line of tax account number 178.00-1-47; thence,

37. Southerly and westerly, along the easterly and southerly lines of tax account number 178.00-1-47, a distance of 608 feet, more or less, to the easterly line of tax account number 178.00-1-48; thence,

38. Southerly, along the easterly line of tax account number 178.00-1-48, a distance of 2,141 feet, more or less, to the southeasterly corner of tax account number 178.00-1-48; thence,

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39. Westerly, along the southerly line of tax account number 178.00-1-48, a distance of 737 feet, more or less, to the southwesterly corner of tax account number 178.00-1-48; thence,

40. Northerly, along the westerly line of tax account number 178.00-1-48, a distance of 164 feet, more or less, to the southeasterly corner of tax account number 178.00-1-49; thence,

41. Westerly, along the southerly lines of tax account numbers 178.00-1-49 and 178.00-1-50, a distance of 914 feet, more or less, to the southwesterly corner of tax account number 178.00-1-50; thence,

42. Northerly, along the westerly line of tax account number 178.00-1-50, a distance of 1,911 feet, more or less, to a point 500 feet southerly of and parallel to the center line of Ellicott Road; thence,

43. Southwesterly, through the lands of tax account number 177.00-2-31, along a line 500 feet southerly of and parallel to the center line of Ellicott Road, a distance of 700 feet, more or less, to the easterly line of tax account number 177.00-2-35; thence,

44. Southerly, along the easterly lines of tax account numbers 177.00-2-35, 177.00-2-36, and 177.00-2-35, a distance of 1,823 feet, more or less, to a southeasterly corner of tax account number 177.00-2-35; thence,

45. Westerly, along a southerly line of tax account number 177.00-2-35, a distance of 337 feet, more or less, to a southeasterly corner of tax account number 177.00-2-37; thence,

46. Northerly, along a westerly line of tax account number 177.00-2-35, a distance of 1,640 feet, more or less, to a southwesterly corner of tax account number 177.00-2-35; thence,

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47. Westerly, along a southerly line of tax account number 177.00-2-35, a distance of 72 feet, more or less, to a southwesterly corner of tax account number 177.00-2-35; thence,

48. Northerly, along a westerly line of tax account number 177.00-2-35, a distance of 44 feet, more or less, to a point 500 feet southerly of and parallel to the center line of Webster Road; thence,

49. Southwesterly, through the lands of tax account number 177.00-2-37, across Munson Road (33 feet wide right-of-way), and through the lands of tax account number 177.00-2-38, along a line 500 feet southerly of and parallel to the center line of Webster Road, a distance of 964 feet, more or less, to the easterly line of tax account number 177.00-2-39; thence,

50. Southerly, along the easterly line of tax account number 177.00-2-39, a distance of 159 feet, more or less, to the southeasterly corner of tax account number 177.00-2-39; thence,

51. Northwesterly, along the southerly line of tax account number 177.00-2-39, a distance of 146 feet, more or less, to a point 500 feet southerly of and parallel to the center line of Webster Road; thence,

52. Southwesterly, through the lands of tax account number 177.00-2-40, along a line 500 feet southerly of and parallel to the center line of Webster Road, a distance of 520 feet, more or less, to the easterly line of tax account number 177.00-2-41; thence,

53. Southerly, along the easterly line of tax account number 177.00-2-41, a distance of 459 feet, more or less, to the southeasterly corner of tax account number 177.00-2-41; thence,

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54. Westerly, along the southerly line of tax account number 177.00-2-41, a distance of 147 feet, more or less, to the southwesterly corner of tax account number 177.00-2-41; thence,

55. Northerly, along the westerly line of tax account number 177.00-2-41, and the northerly extension of the westerly line of tax account number 177.00-2-41, a distance of 906 feet, more or less, to the center line of Webster Road; thence,

56. Southwesterly, along the center line of Webster Road, a distance of 255 feet, more or less, to the southerly extension of a westerly line of tax account number 177.00-2-18.1; thence,

57. Northwesterly, along the southerly extension of a westerly line of tax account number 177.00-2-18.1 and the westerly line of tax account number 177.00-2-18.1, a distance of 325 feet, more or less, to a northeasterly corner of tax account number 177.00-2-15; thence,

58. Westerly, along a northerly line of tax account number 177.00-2-15, a distance of 52 feet, more or less, to the northwesterly corner of tax account number 177.00-2-15; thence,

59. Northerly, along the westerly line of tax account number 177.00-2-18.2, a distance of 101 feet, more or less, to a point 500 feet northerly of and parallel to the center line of Webster Road; thence,

60. Northeasterly, through the lands of tax account numbers 177.00-2-18.2 and 177.00-2-17, across Munson Road (33 feet wide right-of-way), and through the lands of tax account number 177.00-2-22, along a line 500 feet northerly of and parallel to the center line of Webster Road, a distance of 2,296 feet, more or less, to the westerly line of tax account number 177.00-2-24; thence,

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61. Northerly, along a westerly line of tax account number 177.00-2-24, a distance of 653 feet, more or less, to a northwesterly corner of tax account number 177.00-2-24; thence,

62. Southeasterly, along a northerly line of tax account number 177.00-2-24, a distance of 494 feet, more or less, to the northeasterly corner of tax account number 177.00-2-24; thence,

63. Northerly, along the westerly line of tax account number 177.00-2-25, a distance of 771 feet, more or less, to the northwesterly corner of tax account number 177.00-2-25; thence,

64. Easterly, along a northerly line of tax account number 177.00-2-25, a distance of 289 feet, more or less, to the northeasterly corner of tax account number 177.00-2-25; thence,

65. Outherly, along the easterly line of tax account number 177.00-2-25, and the southerly extension of the easterly line of tax account number 177.00-2-25, a distance of 1,624 feet, more or less, to the center line of Webster Road; thence,

66. Northeasterly, along the center line of Webster Road, a distance of 2,550 feet, more or less, to a point 500 feet westerly of and parallel to the center line of Cemetery Road (49.5 feet wide right-of-way); thence,

67. Northerly, through the lands of tax account number 161.00-2-47, along a line 500 feet westerly of and parallel to the center line of Cemetery Road, a distance of 589 feet, more or less, to a point 500 feet northerly of and parallel to the center line of Webster Road; thence,

68. Northeasterly, through the lands of tax account number 161.00-2-47, across Cemetery Road (49.5 feet wide right-of-way), through the lands of tax account numbers 161.00-2-39.1, 161.00-2-42.2, and 161.00-2-24.2, along a line 500 feet

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northerly of and parallel to the center line of Webster Road, a distance of 4,167 feet, more or less to a southerly line of tax account number 161.00-2-24.1; thence,

69. Easterly, along a southerly line of tax account number 161.00-2-24.1, and the easterly extension of the southerly line of tax account number 161.00-2-24.1, a distance of 81 feet more or less, to the center line of Church Street (49.5 feet wide right-of-way); thence,

70. Northerly, along the center line of Church Street, a distance of 74 feet, more or less, to the westerly extension of the northerly line of tax account number 161.00-2-25; thence,

71. Easterly, along the westerly extension of the northerly line of tax account number 161.00-2-25, and the northerly line of tax account number 161.00-2-25, a distance of 127 feet, more or less, to the northeasterly corner of tax account number 161.00-2-25; thence,

72. Southerly, along the easterly line of tax account number 161.00-2-25, a distance of 342 feet, more or less, to the northwesterly corner of tax account number 161.00-2-30; thence,

73. Easterly, along the northerly line of tax account number 161.00-2-30, a distance of 254 feet, more or less, to the northeasterly corner of tax account number 161.00-2-30; thence,

74. Northerly, along the westerly lines of tax account numbers 161.00-2-31 and 161.00-2-28, a distance of 342 feet, more or less, to the northwesterly corner of tax account number 161.00-2-28; thence,

75. Westerly, along the southerly line of tax account number 161.00-2-27, a distance of 74 feet, more or less, to the southwest corner of tax account number 161.00-2-27; thence,

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76. Northerly, along the westerly line of tax account number 161.00-2-27, a distance of 141 feet, more or less, to the northwesterly corner of tax account number 161.00-2-27; thence,

77. Easterly, along the northerly line of tax account number 161.00-2-27, a distance of 113 feet, more or less, to a point 250 feet westerly of and parallel to the center line of Fay Street; thence,

78. Northerly, through the lands of tax account number 161.00-2-26, along a line 250 feet westerly of and parallel to the center line of Fay Street, a distance of 398 feet, more or less, to the northerly line of tax account number 161.00-2-26, and a southerly line of the Existing Town of Portland Water District No. 1; thence,

79. Easterly, along the Existing Town of Portland Water District No. 1, and the northerly line of tax account number 161.00-2-26, and the easterly extension of the northerly line of tax account number 161.00-2-26, a distance of 250 feet, more or less, to the center line of Fay Street; thence,

80. Southerly, along the center line of Fay Street, and the Existing Town of Portland Water District No. 1, a distance of 89 feet, more or less, to the westerly extension of a northerly line of tax account number 161.00-3-1, and a southerly line of the Existing Town of Portland Water District No. 1; thence,

81. Easterly, along the Existing Town of Portland Water District No. 1, and the westerly extension of the southerly line of tax account number 161.10-2-57, and the southerly line of tax account number 161.10-2-57, a distance of 223 feet, more or less, to the southeasterly corner of tax account number 161-10-2-57 and the Existing Town of Portland Water District No. 1; thence,

82. Northerly, along the easterly line of tax account number 161.10-2-57, and an easterly line of the Existing Town of Portland Water District No. 1, a distance of 110 feet, more or less to the northeasterly corner of tax account number 161.10-2-57,

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and a northeasterly corner of the Existing Town of Portland Water District No. 1; thence,

83. Easterly, along a southerly line of the Existing Town of Portland Water District No. 1, and the northerly lines of tax account numbers 161.00-3-1 and 161.00-3-29, a distance of 266 feet, more or less, to a point 500 feet easterly of and parallel to the center line of Fay Street; thence,

84. Southerly, through the lands of tax account number 161.00-3-29, along a line 500 feet easterly of and parallel to the center line of Fay Street, a distance of 474 feet, more or less, to a point 500 feet northerly of and parallel to the center line of Webster Road; thence,

85. Easterly, through the lands of tax account number 161.00-3-29, along a line 500 feet northerly of and parallel to the center line of Webster Road, a distance of 563 feet, more or less, to an easterly line of tax account number 161.00-3-29; thence,

86. Southerly, along an easterly line of tax account number 161.00-3-29, a distance of 321 feet, more or less, to the northwest corner of tax account number 161.00-3-3; thence,

87. Easterly, along the northerly line of tax account number 161.00-3-3, a distance of 191 feet, more or less, to the northeast corner of tax account number 161.00-3-3; thence,

88. Northerly, along the westerly line of tax account number 161.00-3-5, a distance of 169 feet, more or less, to the northwesterly corner of tax account number 161.00-3-5; thence,

89. Easterly, along the northerly lines of tax account numbers 161.00-3-5 and 161.00-3-7, a distance of 487 feet, more or less, to the northwesterly corner of tax account number 161.00-3-8; thence,

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90. Northerly, along the westerly line of tax account number 161.00-3-9, a distance of 498 feet, more or less, to the northwesterly corner of tax account number 161.00-3-9; thence,

91. Easterly, along the northerly lines of tax account numbers 161.00-3-9 and 161.00-3-10, a distance of 536 feet, more or less, to the northeasterly corner of tax account number 161.00-3-10; thence,

92. Northerly, along the westerly line of tax account number 161.00-3-11, a distance of 898 feet, more or less, to the northwesterly corner of tax account number 161.00-3-11, and a southerly line of the Existing Town of Portland Water District No. 1; thence,

93. Easterly, along a southerly line of the Existing Town of Portland Water District No. 1, and the northerly lines of tax account numbers 161.00-3-11, 161.00-3-12, and 161.00-3-13, a distance of 987 feet, more or less, to the northeasterly corner of tax account number 161.00-3-13, and a southeasterly corner of the Existing Town of Portland Water District No. 1; thence,

94. Northerly, along an easterly line of the Existing Town of Portland Water District No. 1, and the westerly line of tax account number 161.00-3-14, a distance of 661 feet, more or less to the northwesterly corner of tax account number 161.00-3-14, and the southwest corner of the municipal boundary line of the Town of Portland/Village of Brocton; thence,

95. Easterly, along the southerly municipal boundary line of the Town of Portland/Village of Brocton, and the northerly line of tax account number 161.00-3-14, a distance of 865 feet, more or less, to the northeasterly corner of tax account number 161.00-3-14; thence,

96. Southerly, along the easterly line of tax account number 161.00-3-14, a distance of 300 feet, more or less, to the northwesterly corner of tax account number 161.00-3-15.1; thence,

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97. Easterly, along the northerly line of tax account number 161.00-3-15.1, a distance of 892 feet, more or less to the northeasterly corner of tax account number 161.00-3-15.1; thence,

98. Southerly, along the easterly line of tax account number 161.00-3-15.1, a distance of 539 feet, more or less, to the southwesterly corner of tax account number 161.00-3-16; thence,

99. Easterly, along a southerly line of tax account number 161.00-3-16, a distance of 630 feet, more or less, to the southeasterly corner of tax account number 161.00-3-16; thence,

100. Northerly, along the easterly line of tax account number 161.00-3-16, a distance of 828 feet, more or less, to the southerly municipal boundary line of the Town of Portland/Village of Brocton, and the northeasterly corner of tax account number 161.00-3-16; thence

101. Easterly, along the southerly municipal boundary line of the Town of Portland/Village of Brocton, and the northerly lines of tax account numbers 161.00-3-17, 161.00-1-1, and 161.00-1-3, and the easterly extension of the northerly line of tax account number 161.00-1-3, a distance of 1,553 feet, more or less, to the center line of Highland Road and the point of beginning.

Water District No. 8, as described above, contains approximately 903.65 acres of land.

All as shown on a map prepared by Clark Patterson Lee, entitled "2015 ECWAG - Proposed Water District No. 8", dated June 16, 2016.

and be it further:

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ORDERED, that the Town of Portland Water District No. 8 in the Town of Portland hereinabove referred to shall be constructed as set forth in the said Order Calling the Public Hearing (dated November 8, 2017) and the resolution (adopted on November 30, 2017), at an estimated maximum cost of \$1,844,000; and that the plan of financing is the issuance of serial bonds in an aggregate principal amount not to exceed \$1,844,000, such amount to be offset by any federal, state, county and/or local funds received including, but not limited to, grant funds in an approximate amount of \$1,250,000 expected to be received from the United States of America – Rural Development Agency, and unless paid from other sources or charges, the cost of the Water Improvement will be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the proposed District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of the benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and be it further

ORDERED, that within ten days after adoption of this Order, the Town Clerk shall record with the Clerk of the County of Chautauqua and file with the Department of Audit and Control in Albany, New York copies of this Order, certified by the Town Clerk.

Dated: January 10, 2018

TOWN BOARD OF THE
TOWN OF PORTLAND

The question of the adoption of the foregoing order was duly put to vote on a roll call, which resulted as follows:

AYES:	Council-	Patti Farrell
	Council-	Rick Manzella
	Council-	Jerry Boltz
	Supervisor-	Daniel Schrantz

NOES:

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ABSENT: Council- Gary Miller

The foregoing order was thereupon declared duly adopted.

01-02-18

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A BOND RESOLUTION, DATED JANUARY 10, 2018, OF THE TOWN BOARD OF THE TOWN OF PORTLAND, CHAUTAUQUA COUNTY, NEW YORK (THE "TOWN"), AUTHORIZING A CAPITAL IMPROVEMENTS PROJECT WITHIN THE TOWN OF PORTLAND WATER DISTRICT NO. 8 AND THE CONSTRUCTION OF IMPROVEMENTS THEREIN, AT AN ESTIMATED MAXIMUM COST OF \$1,844,000, AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,844,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, SAID AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE TOWN SUPERVISOR.

WHEREAS, the Town Board of the Town of Portland, Chautauqua County, New York (the "Town"), pursuant to Article 12-A of the Town Law, created a water district designated and known as the Town of Portland Water District No. 8 in the Town (the "Water District"); and

WHEREAS, the Town Board has determined to undertake a water system capital improvements project (the "Project") generally consisting of the construction of the infrastructure for the Water District; and

WHEREAS, by Resolutions the Town Board took the following actions with respect to the Project: (a) prepared maps, plans and boundaries for the Water District and such Project, (b) held a public hearing with respect to the Project, (c) determined that the Project would not have a significant effect on the environment under Article 8 of the Environmental Conservation Law, and (d) determined that the requirements of Article 12-A of the Town Law had been satisfied with respect to the Project and further determined to undertake the Project; and

WHEREAS, the Town Board desires to issue obligations of the Town to finance the costs of the Project;

NOW, THEREFORE, be it

RESOLVED, by the Town Board (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1: The Town is hereby authorized to undertake a certain capital improvements project generally consisting of the installation of approximately 23,200 linear feet of 8-inch water main along various roads in the Town, along with the installation of valves, hydrants and appurtenances, as well as other such improvements as more fully identified in (or contemplated by) such map, plan and report prepared in connection with such project, including

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all related right-of-way costs, new service installation, site work and other ancillary work, preliminary costs and other improvements and costs incidental thereto, and in connection with the financing thereof (collectively, the “Purpose”). The estimated maximum cost of said purpose is \$1,844,000.

SECTION 2: The Town Board plans to finance the estimated maximum cost of said purpose by the issuance of serial bonds in an aggregate principal amount not to exceed \$1,844,000 of said Town, said amount to be offset by any federal, state, county and/or local funds received including, but not limited to, grant funds in an approximate amount of \$1,250,000 expected to be received from the United States of America – Rural Development Agency, and unless paid from other sources or charges, the cost of the Water Improvement will be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of the benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law.

SECTION 3: It is hereby determined that said purpose is an object or purpose described in subdivision 1 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 40 years.

SECTION 4: Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

SECTION 5: It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6: The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, the cost of the project will be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of the benefit conferred upon the same, to pay the principal of and interest on such bonds or notes as the same shall become due and payable, except as provided by law. Should the assessments upon benefited real property be insufficient to pay the principal of and interest on such bonds, there shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7: Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00, Sections 56.00 to

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60.00, Section 62.00, Section 62.10, Section 63.00, and Section 164.00 of the Local Finance Law, the powers and duties of the Town Board pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Without in any way limiting the scope of the foregoing delegation of powers, the Town Supervisor, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Town.

SECTION 8: The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in Section 1 of this resolution. The Town then reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the earlier of (a) the date hereof or (b) the date of any earlier expression by the Town of its intent to reimburse such expenditures) with the proceeds of the bonds authorized by Section 2 of this resolution (or with the proceeds of any bond anticipation notes issued in anticipation of the sale of such bonds). This resolution shall constitute the declaration (or reaffirmation) of the Town's "official intent" to reimburse the expenditures authorized by Section 2 hereof with such bond or note proceeds, as required by United States Treasury Regulations Section 1.150-2.

SECTION 9: The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

SECTION 10: The Town Supervisor is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 11: The Town has complied with applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act ("SEQRA"), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under SEQRA is necessary.

SECTION 12: In the absence or unavailability of the Town Supervisor, the Deputy Town Supervisor is hereby specifically authorized to exercise the powers delegated to the Town Supervisor in this resolution.

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SECTION 13: The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

(1) (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and

an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication; or

(2) such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 14: The Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication.

SECTION 15: This resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

AYES: Patti Farrell
Jerry Boltz
Rick Manzella
Daniel Schrantz

NOES:

ABSENT: Gary Miller

The foregoing resolution was thereupon declared duly adopted.

PAPERWORK FOR WATER DISTRICT 8

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01-03-18

On a motion of Council Boltz, seconded by Council Farrell the following resolution was
ADOPTED Ayes 4 Schrantz, Boltz, Farrell, Manzella

Nays 0

Absent 1 Miller

RESOLVED the Portland Town Board gives authorization to the Portland Supervisor is sign all
paperwork in connection with Water District No. 8.

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RE-ORANIZATIONAL/PROCUREMENT POLICY FOR 2018:

Re-Organizational - 2018

DESIGNATION OF MEETING NIGHT BY THE SUPERVISOR RESOLVED that the official meeting night for the Town of Portland Board shall be the second Wednesday of each month at 7:00 p.m.

DESIGNATION OF OFFICIAL NEWSPAPER BY THE SUPERVISOR RESOLVED that the Dunkirk Observer shall be the official newspaper for the publication of the Town's legal notices.

TOWN BOARD SALARIES BY THE BUDGET OFFICER WHEREAS, the Town Board for the Town of Portland set individual town salaries in the town budget, advertised such salaries and held a public hearing on them; THEREFORE, BE IT RESOLVED; Pursuant to Section 27(1) of the Town Law, salaries shall be set in the amount of the annual Town Budget.

SETTING HIGHWAY EMPLOYEES HOURLY RATE OF PAY RESOLVED the hourly rate of pay of all full-time highway employees under the CSEA Agreement shall be **20.52 per hour** per Union Contract. Part time seasonal Highway Employees rate of pay shall be **\$15.09**. First Year Employees 75% of rate, second year 90% of rate and third year 100% of rate.

SETTING WATER DEPARTMENT EMPLOYEE RATE OF PAY RESOLVED the hourly rate of pay for the Water Department Employee shall be **\$22.07 per hour**. Allan Dejonghe shall work as needed for **\$25.00 per hour**.

SETTING ALL OTHER SALARIES & HOURLY EMPLOYEES RATE OF PAY

Supervisor	\$7,905/year
BUDGET OFFICER	\$1,377/year
Councilperson (4)	\$3,111/year (each)
Superintendent of Highways	\$55,720
Town Justices (2)	\$10,931/year (each)
Court Clerk	\$17.09 (per union contract)
Assistant Court Clerk	\$11.65 /per hour
Town Clerk	\$27,505/year
Tax Collector	\$7,102 /year

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Deputy Tax Collector	\$11.65 per hour	(Not to exceed \$700/year)
Assessor	\$36,439/year	
Dog Control Officer	\$8,900/year	
Zoning & Inspection Officer	\$26.07 per hour	
Clerk for Inspection Officer	\$11.65 per hour	
Clerk II	\$11.65 per hour	
Water Billing Clerk & Collector	\$3,000.00 each	
Historian-Museum	\$11.65 per hour	

DESIGNATION OF BANK DEPOSITORIES AND AUTHORIZING DEPOSIT AND INVESTMENT OF ALL TOWN MONEY BY THE BUDGET OFFICER

WHEREAS, Section 11 of the General Municipal Law provides that the town may authorize the Supervisor to deposit or invest money not for immediate expenditure in a special deposit accounts or certificate of deposit issued by a bank,

RESOLVED, the Town Board authorizes the use of on line banking service though M&T Commercial services with the following persons having user access: Supervisor Daniel Schrantz, Town Clerk Roxane Sobeki and, Town Accountant Daniel Laurito of Bahgat & Laurito-Bahgat.

THEREFORE, BE IT RESOLVED, Community Bank, N.A. New York; Bank of New York, MBIA Class Cooperative of Armonk and M&T Bank, New York be designated as the official depositories for deposits of all money received by the Supervisor and all other Town Officers, and the Supervisor is authorized to invest in the United States Government Securities approved by the State Comptroller,

THEREFORE, BE IT FURTHER RESOLVED; the Supervisor is hereby authorized to determine the rate and time of the payment of interest on the above authorized deposits and investments.

APPOINTING DEPUTY SUPERVISOR WHEREAS, from time to time the Supervisor needs the deputy to act for him in making deposits, sign of payroll checks and receiving supplies from the Board of Elections, County Clerk, and other such official

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acts that he may not be able to do himself; THEREFORE, BE IT RESOLVED, Pursuant to Section 42 of the Town Law, that the Supervisor appoints **Jerry Boltz, Deputy Supervisor**, without salary for a period of one year from January 01, 2018 through December 31, 2018.

APPOINTMENT OF SECRETARY TO SUPERVISOR & TOWN BOARD BY THE SUPERVISOR RESOLVED that **Susan Hindman** is appointed Secretary to the Supervisor and Town Board for a period of one year from January 01, 2018 through December 31, 2018 at a rate of \$11.65 per hour.

APPOINTMENT OF TOWN BOARD COMMITTEES BY THE SUPERVISOR

APPOINTMENT OF TOWN BOARD COMMITTEES:

2018

HIGHWAY	Jerry Boltz	Rick Manzella
AUDIT	Rick Manzella	Patti Farrell
YOUTH	Rick Manzella	Gary Miller
PARKS & HISTORICAL	Jerry Boltz	Rick Manzella
INSURANCE	Gary Miller	Rick Manzella
WATER	Gary Miller	Patti Farrell
BUILDING	Gary Miller	Jerry Boltz
DOG CONTROL	Patti Farrell	Gary Miller
NEGOTIATION	Jerry Boltz	Patti Farrell
CABLE	Patti Farrell	Jerry Boltz
PLANNING BOARD & ZONING BOARD	Rick Manzella	Patti Farrell
TRASH & RUBBISH	Patti Farrell	Rick Manzella
JUSTICE	Jerry Boltz	Gary Miller
ASSESSING	Patti Farrell	Gary Miller

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JOINT SERVICES	Rick Manzella	Gary Miller
FIRE DEPARTMENT	Gary Miller	Jerry Boltz
FUEL DEPOT	Jerry Boltz	Rick Manzella
Library	Jerry Boltz	Patti Farrell

MILEAGE RATE BY THE SUPERVISOR RESOLVED, that the Town of Portland shall pay **54.5** cents per mile for the use of private vehicles for Town Official, when on town business for 2018.

APPOINTMENT OF SUPERINTENDENT OF FIRES AND FIRE WARDENS BY THE TOWN BOARD RESOLVED that Pursuant to Town Law Section 29(12) Jerry Boltz shall be designated to act as Superintendent of Fires for the ensuing year in the case of the absents of the Town Supervisor and Pursuant to Section 3-1911 of the Conservation Law, the Town Board appoints the following Fire Wardens from January 02, 2018 through December 31, 2018-**Harold Smith, Tim Farnham, George Riforgiat and Jim Deakin, without salary.**

APPOINTMENT OF DOG CONTROL OFFICER BY THE TOWN BOARD RESOLVED, that **Clarence Grover** is re-appointed Dog Control Officer for the Town of Portland from January 01, 2018 through December 31, 2018 at a rate of pay of \$8,900/year, with **Diane Grover** acting as Deputy Dog Control Officer with a salary not to exceed \$175.00.

PROCUREMENT POLICY BY THE TOWN BOARD

RESOLVED the Portland Town Board adopts the Town Procurement Policy for 2018.

PRIOR APPROVAL FOR PURCHASES UP TO \$3,000.00 BY THE HIGHWAY SUPERINTENDENT AND \$500.00 BY THE SUPERVISOR RESOLVED, that the Superintendent of Highways be authorized to purchase any small piece of hand equipment and parts to replace tools and implements for the Highway Department in the amount not to exceed \$3,000.00 per single item without prior approval of the Town Board; for the purchase of any piece of equipment or supplies in excess of the amount pursuant to the Town Board Procurement Policy; THEREFORE BE IT FURTHER RESOLVED, that the Supervisor be authorized to purchase any necessary equipment and supplies needed for the Town Board in the amount not to exceed \$500.00 per single item for the year beginning January 01, 2018.

APPOINTMENT OF INSPECTION OFFICER BY THE TOWN BOARD

RESOLVED, that **Signe Rominger** is appointed Code Enforcement and Inspection Officer for the Town of Portland, January 01, 2018 to December 31, 2018

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APPOINTMENT TO THE PLANNING BOARD BY THE TOWN BOARD RESOLVED, that **Daniel Larish**. Is re-appointed to the Planning Board for a five -year term beginning January 01, 2018 through December 31, 2022.

RE-APPOINTMENT OF CHAIRMAN TO THE PLANNING BOARD BY THE TOWN BOARD RESOLVED, that **Harold Smith** is appointed as Chairman and **Daniel Thompson** as Co-Chairman of the Planning Board for a one -year term beginning January 01, 2018 through December 31, 2018.

RE-APPOINTMENT OF THE ZONING BOARD OF APPEALS BY THE TOWN BOARD RESOLVED, that **Lowell Reynolds** appointed to the Zoning Board of Appeals for a Five-year term beginning January 01, 2018 through December 31, 2022.

RE-APPOINTMENT OF CHAIRMAN OF THE ZONING BOARD OF APPEALS BY THE TOWN BOARD RESOLVED, that **Lowell Reynolds** is re-appointed as Chairman of the Zoning Board of Appeals for a one -year term beginning January 01, 2018 through December 31, 2018.

DESIGNATION OF LEGAL COUNSEL BY THE TOWN BOARD RESOLVED that **Joel Seachrist Law Offices, P.C.** is appointed Attorney for the Town of Portland at a rate of \$110.00 per hour and the Supervisor is authorized to enter into a retainer agreement for a period of January 01, 2018 through December 31, 2018. BE IT FURTHER RESOLVED, that should a conflict of interest arise, the Town Council Board will retain another attorney of choice.

APPOINTMENT OF DEPUTY HIGHWAY SUPERINTENDENT BY THE HIGHWAY SUPERINTENDENT RESOLVED, that **Rick Comstock** is appointed Highway Deputy Superintendent for a one- year term beginning January 01, 2018 through December 31, 2018 with a \$1,200.00 annual salary.

APPOINTMENT OF LOCAL HISTORIAN BY THE SUPERVISOR RESOLVED, that **Al Valentin** is appointed as TOWN HISTORIAN beginning January 01, 2018 through December 31, 2018. BE IT FUTHER RESOLVED, that **Jim Boltz** be appointed Assistant to the Local Historian for a one -year term beginning January 01, 2018 through December 31, 2018.

RE-APPOINTMENT OF REGISTRAR OF VITAL STATISTICS BY THE SUPERVISOR RESOLVED, that **Roxane Sobecki**, Town Clerk, be appointed the Registrar of Vital Statistics beginning January 01, 2018 through December 31, 2018.

APPOINTMENT OF DEPUTY TOWN CLERK AND REGISTRAR OF VITAL STATISTICS BY THE TOWN CLERK RESOLVED, that **Roxanne McFadden** be appointed to a one- year term as Deputy Town Clerk beginning January 01, 2018

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through December 31, 2018, with an hourly rate of \$11.65 per hour, not to exceed \$3,775.00 and BE IT FURTHER RESOLVED, that **Roxanne McFadden** be appointed to a one- year term, beginning January 01, 2018 through December 31, 2018, as Deputy of Registrar of Vital Statistics, without salary.

APPOINTMENT OF DELEGATE TO THE LAKE ERIE CONCORD GRAPE BELT HERITAGE ASSOCIATION, INC. BY THE TOWN BOARD RESOLVED, that **Robert Patterson Sr.**, be appointed as delegate from the Town of Portland to the Lake Erie Concord Grape Belt Heritage Association beginning January 01, 2018 through December 31, 2018.

AUTHORIZING TOWN SUPERVISOR TO SIGN SHARED SERVICE AGREEMENT WITH THE COUNTY RESOLVED, that the TOWN SUPERVISOR FOR THE TOWN OF PORTLAND be authorized to sign the Shared Service Agreement and any addendums for the year 2018.

APPROVING THE TOWN BOARD TO PAY ASSOCIATION OF TOWNS DUES that the Town Board for the Town of Portland pay the Annual Town Association Membership Dues for the year beginning January 01, 2018 as authorized by Article 8 of the Town Law. These dues are computed from the latest complete information of the Town's "Total Town Revenue" as reported to the Office of the State Comptroller.

DESIGNATION OF REPRESENTATIVES AT THE ASSOCIATION OF TOWN MEETING RESOLVED, that **Daniel F. Schrantz** is hereby authorized to attend the annual meeting of the Association of Towns in New York City. **Daniel F. Schrantz** is authorized to represent the Town at the Annual Business Meeting of the Association of Towns and that the Town Clerk will furnish him with the letters of appointment to be presented to the Association Rules Committee:
THEREFORE, BE IT FURTHER RESOLVED that ----- is named as alternate of the Annual Business Meeting of the Association. AND BE IT FURTHER RESOLVED that the expenses of the Town Delegates for rooms, meals and telephone service be billed to the Town. The Town will pay up to three night's accommodations at single room rates and four days of meal allowance at \$100.000 per day.

APPOINTMENT OF DEPUTY TAX COLLECTOR BY THE TAX COLLECTOR RESOLVED, that **Diane Grover** is appointed as Deputy Tax Collector for a one- year term beginning January 01, 2018 through December 31, 2018 at \$11.65 per hour, not to exceed \$700.00.

APPOINTMENT OF SECRETARY TO THE PLANNING BOARD, RESOLVED, that **Carol Horlacher** is appointed as secretary to the Planning Board beginning January

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01, 2018 through December 31, 2018 at a rate of pay of \$11.65 per hour, not to exceed \$765.00.

CHADWICK BAY REPRESENTATIVE RESOLVED, that Portland Town Supervisor **Daniel F. Schrantz and Jerry Boltz** be appointed to Chadwick Bay as the Town of Portland's representatives beginning January 01, 2018 through December 31, 2018.

ZONING/PLANNING BOARD RESOLVED, pay rate for Zoning and Planning Board members are **\$500** for chairman and **\$300** for members for the year. Stipend will be paid in November, pay will be prorated if term served is less than a year.

CLERK II POSITION-RESOLVED, Jenean Roth is appointed to the position of Clerk II on an as needed basis at a rate of pay of \$11.65 per hour.

MINUTES

01-04-18

On a motion of Council Boltz, seconded by Council Farrell the following resolution was ADOPTED Ayes 4 Schrantz, Boltz, Farrell, Manzella

Nays 0

Absent 1 Miller

RESOLVED the Portland Town Board approves the Minutes for December 13th and 28th as presented.

DEPARTMENTAL REPORTS

01-05-18

On a motion of Council Boltz, seconded by Council Farrell the following resolution was ADOPTED Ayes 4 Schrantz, Boltz, Farrell, Manzella

Nays 0

Absent 1 Miller

RESOLVED the Portland Town Board approves the Departmental Reports as presented:

Monthly reports received and filed:

- Assessor
- Code enforcement
- Dog Control for November and December
- Town Clerk
- Town Justice

Supervisor Schrantz read his goals for 2018:

1. Proceed forward with the funding and grants from Rural Development to proceed to the next step for construction of Water District No. 8 and Water District No. 2 improvements.
2. Move forward on creating a drainage district for the Greencrest area and the Van Buren Area.

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3. Work diligently with the North Chautauqua County Water District to complete construction of the new water mains and system to supply water from the City of Dunkirk for more stable water rates and to have available water supply for economic growth and for Municipalities to have the ability to expand their water district if needed.
4. Start of a new committee to review the new Comprehensive Plan to recommend what areas to begin to implement.
5. Work with newly formed shared service committee to pursue shared service committee to pursue shared services and to investigate ways to reduce costs while providing the best services to tax payers.
6. Work on proceeding forward with the \$270,000 consolidated funds grant to review and implement joint water operations to provide the most efficient and cost effect way to provide water to all area residents.

SOUTHERN TIER WEST MEMBERSHIP

01-06-18

On a motion of Council Boltz, seconded by Council Farrell the following resolution was ADOPTED Ayes 4 Schrantz, Boltz, Farrell, Manzella

Nays 0

Absent 1 Miller

RESOLVED the Portland Town Board agrees to pay the Basic Membership 2018 of \$150.00 to STW.

CORRESPONDENCE:

Supervisor Schrantz read the following correspondence:

- Library-looking for a board member.
- STW- Powers and Duties of Officials training-February 27th from 6-8pm in Salamanca.
- Unified Court System-Hon. Vera L. Husted will be temporarily assigned as Acting Town Justice of the Town of Portland, effective January 1, 2018 to December 31, 2018.
- NYMER-safety meeting.
- West Portland Baptist Church-thank you to the town employees and board members for gifts and food that were donated for families at Christmas time and the Brocton/Portland Food Pantry.

OLD BUSINESS

SHARED SERVICE COMMITTEE:

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Supervisor Schrantz told the board at the last meeting of the shared service committee discussion was about the Brocton and Portland Fire Departments, consolidation of the departments, and the declining membership with both fire departments.

TOWN HIGHWAY GARAGE:

Supervisor Schrantz told the board the town has received a check from H&K in the amount of \$87,326.60 for the Garage Floor. He stated he will be in contact with the engineers for their recommendations on the next steps in fixing or replacing the floor.

CHADWICK BAY:

The next meeting is scheduled for January 11th, 5:30 in Dunkirk.

NORTH COUNTY WATER PROJECT:

Supervisor Schrantz told the board everything is at a standstill due to weather.

GREENCREST DRAINAGE:

No news.

WATER DISTRICT 2-Improvement project:

Supervisor Schrantz informed the board based on the letter from the Health Department to USDA, Rural Development is revising the funding estimate for improvements in Water District 2.

CABLE:

Supervisor Schrantz discussed with the board the cable franchise renewal with Spectrum. The Village of Mayville is already in the beginning stages of the franchise renewal, since Mayville is already seeking to move in this direction, the legal counsel expenses will be those of Mayville, with no charges to the Town of Portland. Supervisor Schrantz stated he would like to move forward with the renewal but keep the Town a 3% franchise fee level not 5%.

CONSOLIDATING FUND GRANT FOR REGIONAL WATER:

Supervisor Schrantz told the board all municipalities involved in the regional water have paid their portion of \$6,000. The next meeting will be held on January 11th, at the Town of Dunkirk.

Audits:

The audit committee will audit the Town Clerk and Town Justice on January 25th at 1:00.

ASSOCIATION OF TOWNS MEETING:

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Supervisor Schrantz told the board he possibly will be attending.

NEW BUSINESS

RE-ORGANIZATIONAL/PROCUREMENT POLICY

01-07-18

On a motion of Council Boltz, seconded by Council Manzella the following resolution was ADOPTED Ayes 4 Schrantz, Boltz, Farrell, Manzella

Nays 0

Absent 1 Miller

RESOLVED the Portland Town Board adopts the Organizational and Procurement Policy for 2018.

SPCA AGREEMENT

01-08-18

On a motion of Council Boltz, seconded by Council Farrell the following resolution was ADOPTED Ayes 4 Schrantz, Boltz, Farrell, Manzella

Nays 0

Absent 1 Miller

RESOLVED the Portland Town Board authorizes the Supervisor to sign the SPCA agreement for 2018.

WINDMILLS:

Supervisor Schrantz told the board a Portland resident Kevin Powell would like to install two to three windmills on his property in Portland. He would like to review and discuss this with the town board before he gets further involved. Supervisor Schrantz stated this would be a board decision. The board decided to invite Mr. Powell to the February board meeting.

SLIPPERY ROCK TRAILER PARK:

Supervisor Schrantz informed the board the owner of Slippery Rock Trailer Park would like to create a sewer district. This would be a no cost to the town, all expenses would be the owners.

MARMADUKE COMMITTEE:

Council Boltz told the board the State has approved the signs to be installed.

BOARD MEMBERS:

Supervisor Schrantz told the board that he meant with Signe Rominger (Code Officer) to review the list she had created regarding violations. Some of the items on the list have been resolved, Supervisor Schrantz stated he would like to try and resolved some of these issues by bring in the people to discuss their issues in person. The board discussed taking a road tour in the spring.

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HIGHWAY DEPARTMENT:

Highway Superintendent Becker told the board he is attaining quotes for a new Tractor/Chopper and will have John Deere look at the current tractor for a trade in price. The board discussed the funding grant from USDA for equipment. Mr. Becker told the board the new truck is back, the box is getting primed and painted.

PAY BILLS

01-09-18

On a motion of Council Farrell, seconded by Council Manzella the following resolution was ADOPTED Ayes 4 Schrantz, Boltz, Farrell, Manzella

Nays 0

Absent 1 Miller

RESOLVED the Portland Town Board approves the bills for January 2018.

GENERAL FUND	\$8,221.12
TOWN OUTSIDE VILLAGE	\$307.28
HIGHWAY TOWNWIDE	\$11,993.85
HIGHWAY OUTSIDE VILLAGE	\$1,956.30
WATER	\$294.58

With no further business, on a motion of Council Boltz, seconded by Council Farrell the meeting adjourned at 8:15 p.m. Carried unanimously.

Respectfully Submitted by,

Roxane Sobecki-Town Clerk