

TOWN OF PORTLAND BOARD MEETING
PORTLAND TOWN HALL
SEPTEMBER 09, 2020 – 7:00 P.M.

BOARD MEMBERS PRESENT:

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

OTHERS PRESENT:

Ken Becker	Highway Superintendent
Joel Seachrist	Attorney
Roxane Sobecki	Town Clerk

Approximately 8 Residents
Conference call number of attendees 3

Supervisor Schrantz opened the board meeting at 7:00 p.m. with the pledge to the flag.

MINUTES

65-20

On a motion of Council Boltz seconded by Council Manzella the following resolution was
ADOPTED Ayes 5 Schrantz, Boltz, Farrell, Manzella, Miller
Nays 0

RESOLVED The Portland Town Board approves the Minutes from the previous meeting as presented.

DEPARTMENTAL REPORTS

66-20

On a motion of Council Miller, seconded by Council Boltz the following resolution was
ADOPTED Ayes 5 Schrantz, Boltz, Farrell, Manzella, Miller
Nays 0

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

Monthly reports received and filed:

- Town Clerk
- Town Justice
- Code Office
- Assessor

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TREASURY REPORT

67-20

On a motion of Council Boltz, seconded by Council Farrell the following resolution was

ADOPTED Ayes 5 Schrantz, Boltz, Miller, Farrell, Manzella

Nays 0

RESOLVED the Portland Town Board approves the Treasury Report for August 2020 as presented by the Supervisor.

CORRESPONDENCE:

Supervisor Schrantz read the following:

- Thank you from the American Legion for the Town's support of flags for the Cemetery.
- Thank you from the Brocton Baptist Church for letting the Church hold services at the Community Park during the COVID crisis.
- 2021 Budget-notice was sent to all department heads.

PUBLIC COMMENT:

Residents Rodney Mitchell and Eric and Kim Ryan of Greencrest addressed the board regarding ongoing issues with drainage within the Greencrest community and asking when the town is going to proceed forward with a Drainage District. They proceeded to tell the board issues they have had with their property and money they have spent to combat some of the water issues. Supervisor Schrantz referred to the current Water District 2 Improvement Project, the town is trying to incorporate as much of the drainage issues it can with in the scope of the improvement project. Supervisor Schrantz read the Stormwater Drainage Survey results that were sent to all Greencrest and Beach Place residents.

- **21 Survey returned**
- **17 have concerns related to stormwater on their property, 4 no concerns**
- **13 have had damage to home related to stormwater**
- **14 residents are impacted by stormwater several times every year, 5 did not answer, and 2 at least once a year.**
- **17 residents would like the Town to pursue this further.**
- **10 residents are willing to pay \$100.00 or less per year, 7-\$200.00 per year.**

The board discussed the survey, Attorney Seachrist stated the board can either form the drainage district or be petitioned by the residents, the town taxes do not cover drainage districts, the people within that district would pay. Council Manzella stated he feels the residents should petition the town since only 21 surveys were returned out of over 65. The board agreed to have the residents petition the town to form a drainage district. Ms. Ryan asked if something could be done without forming a drainage district, maybe new pipes/ditches. Highway Superintendent Becker stated something needs to be done. He stated he cannot go onto private property unless he feels there is a threat to town roads. Clerk Sobeki told the board she has been in contact with the president of the Greencrest Association, they are willing to give the Town easements to the seven locations that go out to the lake

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that the association owns. Attorney Seachrist stated he will investigate drawing up easements for these Greencrest Association Properties.

OLD BUSINESS:

VILLAGE/TOWN REPRESENTATIVES:

Village Trustee Miller informed the board the Hardware and Cave's building should be taken down around September 14th-16th.

WIND/SOLAR:

Supervisor Schrantz told the board a public hearing needs to be held on the Wind Law; he has spoken with the Portland Fire Department on using their hall for the meeting. Due to COVID-19 and social distancing the hall is bigger than the town hall and would accommodate more people. The fire department is willing to host the public hearing.

PUBLIC HEARING LOCAL LAW 2-2020

68-20

On a motion of Council Manzella, seconded by Council Boltz the following resolution was

ADOPTED Ayes 5 Schrantz, Boltz, Farrell, Manzella, Miller

Nays 0

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Portland, New York, Chautauqua County will hold a public hearing on the 29th day of September 2020 at 6:30 p.m. at the Town of Portland Fire Hall, 6481 West Main Street, Route 20, Portland, New York on proposed Local Law No. 2 of 2020, "**A LOCAL LAW AMENDING THE WIND ENERGY FACILITIES LAW**", which would amend the Town's regulations in several ways including to prohibit commercial wind turbines on the lake plain and to modify setback and noise requirements.

Attorney Seachrist told board members the County Planning cannot issue the final letter until they receive the environmental assessment form, they did say they have no recommended changes to the law.

Carrie McCausland asked the board to pass a law that lets EWT's project to continue, stating this is a community project not the big state project. She asked the board if they had anything else in mind, a new business, a taxpayer or another idea coming in. She stated the town has a tremendous opportunity to give the town a new life, to move forward, what we have is not enough anymore.

Supervisor Schrantz stated the board is looking at both sides of the issue.

CHADWICK BAY/NORTH COUNTY WATER:

Next North County Water meeting is September 10th, 4:00 in Sheridan, Chadwick Bay's meeting has been cancelled for this month.

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VAN BUREN POINT DRAINAGE:

Supervisor Schrantz stated he has been in contact with the Army Corps of Engineers, there is possibly two funding scenarios regarding the erosion problem with the gabion baskets. He said he has two sample letters to send, will be meeting with the Van Buren Board to discuss.

WATER DISTRICT 2 IMPROVEMENT PROJECT:

No news to report, Attorney working on easements.

WATER DISTRICT 8:

Supervisor Schrantz said the project is wrapping up. Supervisor Schrantz added the packet that is given to the homeowners when they hookup to water does not include an inspection by the water department for the home service. He is recommending the CBI board incorporate this into any hookup information moving forward. This is to protect the homeowner and to make sure meters are being installed correctly. Council Miller said the fire commissioners brought to the attention of the board that there are a couple fire hydrants in WD8 that needs to be looked at. Superintendent Becker feels this is CBI's issue. Supervisor Schrantz said WD8 is a new project so the town can address this issue, he will investigate this. It was asked if fire hydrants are being flushed on a regular basis. Supervisor Schrantz said this would be CBI's responsibility and he would contact them.

FORM E NO. 7

69-20

On a motion of Council Boltz, seconded by Council Farrell the following resolution was

ADOPTED Ayes 5 Schrantz, Boltz, Farrell, Manzella, Miller

Nays 0

RESOLVED the Portland Town Board authorizes the Supervisor to sign WD8 Form E no. 7 in the amount of \$23,687.00.

COVID-19:

Supervisor Schrantz said with COVID, flu seasoning the town may need some new guild lines and procedures to follow. He recommended a committee be formed. Supervisor Schrantz appointed Council Manzella and Boltz will be on this committee.

HIGHWAY DEPARTMENT:

Highway Superintendent Becker told the board the new truck will be in Buffalo tomorrow. He discussed with the board CBI water using the town garage for storage, he wants to know for how much longer. He would like to have them move their inventory and not use the garage. After some discussion the board said this is up to him, and to write CBI a letter to that effect. Also discussed was inventory and what is the Town's and what is CBI's.

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BILLS

70-20

On a motion of Council Miller, seconded by Council Farrell the following resolution was
ADOPTED Ayes 5 Schrantz, Boltz, Farrell, Manzella, Miller

Nays 0

RESOLVED the Portland Town Board approves the bills for September 2020 as presented.

GENERAL FUND	\$7,254.44
TOWN OUTSIDE VILLAGE	\$108.38
HIGHWAY TOWNWIDE	\$1,522.52
HIGHWAY OUTSIDE VILLAGE	\$32,650.67
LIGHT	\$381.62

With no further business, on a motion of Council Boltz, seconded by Council Manzella the meeting
adjourned at 8:30 p.m. Carried unanimously.

Respectfully Submitted by,

Roxane Sobecki-Town Clerk