

TOWN OF PORTLAND
PUBLIC HEARING-FIRE CONTRACTS 2021-6:45 P.M.
PUBLIC HEARING-BUDGET 2021-6:50 P.M.
REGULAR BOARD MEETING- 7:00 P.M.
PORTLAND TOWN HALL
NOVEMBER 5, 2020

BOARD MEMBER PRESENT:

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

OTHERS PRESENT:

| | |
|----------------|------------------------|
| Joel Seachrist | Attorney |
| Ken Becker | Highway Superintendent |
| Roxane Sobecki | Town Clerk |

4 members of the public
1 conference call attendee

FIRE CONTRACTS 2021:

Supervisor Schrantz opened the Public Hearing at 6:45 p.m. with the pledge to the flag.

The Affidavit of Publication was posted in the Observer on October 26, 2020.

Supervisor Schrantz reviewed the contracts stating the only difference that was added is the Town shall be reimburse for any ambulance-related fees charged to the Town by Southern Tier Health Care System, or similar providers.

With no other comments from the board or public, on a motion of Council Boltz, seconded by Council Farrell the Public Hearing closed at 6:52 p.m. Carried.

BUDGET 2021:

Supervisor Schrantz opened the Budget 2021 Public Hearing at 6:53 p.m., stating the Affidavit of Publication was posted in the Observer on October 26, 2020. Supervisor Schrantz and the board reviewed the budget. The 2021 budget is \$5.11 per 1,000 which is a decrease of -0.044604 from 2020.

With no other comments from the board or public, on a motion of Council Miller, seconded by Council Boltz the Public Hearing closed at 6:57 p.m. Carried.

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BOARD MEETING NOVEMBER 5, 2020

Supervisor Schrantz opened the Board Meeting at 7:00 p.m.

MINUTES

83-20

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

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

Nay 0

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

DEPARTMENTAL REPORTS

84-20

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

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

Nay 0

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

Monthly reports received and filed:

- Town Clerk
- Code Office
- Assessor
- Justice

TREASURY REPORT

85-20

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

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

Nay 0

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

PUBLIC COMMENT:

Resident Dave Hazelton said back in the 80's the town had looked into the possibility of the Hamlet of Portland forming a sewer district. He stated the Village of Brocton's sewer plant is currently running at a minimal of 17%. He asked the board to investigate grant funding. Supervisor Schrantz stated that when this issue was addressed in the 80's the Hamlet of Portland was still paying an EDU on their taxes for their water district, which since has been paid off. Supervisor Schrantz said he will review this, but the people would need to petition the town.

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OLD BUSINESS:

CHADWICK BAY/NORTH COUNTY WATER:

Supervisor Schrantz told the board the next meeting scheduled will be November 12th.

Supervisor Schrantz discussed with the board the CBI water and its structure. He stated there is no communication and no regular scheduled meetings. Attorney Seachrist stated he would have to investigate further but feels CBI water would be subject to the open meeting law. Council Manzella said there are no rules and regulations in place. It was stated that maybe Portland should go back to its own billing and maintenance of water lines. Dale Carlson (Portland Fire Department) stated he has not been able to get a hold of anyone at CBI water with questions the Fire Department has on fire hydrants and CBI's budget. After some discussion Supervisor Schrantz stated he would like to request a meeting with North County Water with two town board members to review the concerns.

GREENCREST/VAN BUREN POINT DRAINAGE:

Highway Superintendent Becker told the board he has finished extending the line to the road. He told the board the DI line is in bad shape, he stated he did not disturb this. He told the board the town needs to keep working on this, there is no place for the water to go. Council Manzella asked if the residents have turned in a petition to form a drainage district. Supervisor Schrantz stated no. Supervisor Schrantz told the board he has sent two letters to the Army Corp of Engineers and has no response at this time.

WATER DISTRICT 8

FORM E #8/CONTRACTOR'S PAY APPLICATION

86-20

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

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

Nay 0

RESOLVED the Portland Town Board authorizes the Town Supervisor to sign Form E #8 and the contractor's pay application No. 9 in the amount of \$91,528.71.

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TOWN OF PORTLAND RESOLUTION # 87
WATER BENEFIT DISTRICT #8 PROJECT
PROJECT BUDGET MODIFICATIONS

On a motion of Council Miller, seconded by Council Boltz

WHEREAS, the Town of Portland has received funding from Rural Development for their Water Benefit District #8 Project (“Project”); and

WHEREAS, the Town Board wishes to adjust project budget items to more accurately reflect actual costs and;

WHEREAS, Rural Development requires the Town Board to authorize all changes to the Administrative Budget as shown on the Form E; NOW, therefore be it

RESOLVED, that the Town Board of the Town of Portland authorizes the following Budget modifications for the Project:

| | | |
|-----------------------------|-------------|------------|
| Bond Counsel (Hodgson Russ) | Increase of | \$2,000.00 |
| Fiscal Coordination (MSI) | Decrease of | 224.59 |
| Miscellaneous | Decrease of | 359.28 |

I, Roxane Sobecki, Town Clerk of the Town of Portland, do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Portland on November 05, 2020, by the following vote:

| | AYE | NAY |
|-----------------------------|-----|-------|
| Daniel Schrantz, Supervisor | X | _____ |
| Rick Manzella, Board Member | X | _____ |
| Jerry Boltz, Board Member | X | _____ |
| Gary Miller, Board Member | X | _____ |
| Patti Farrell, Board Member | X | _____ |

Dated: November 05, 2020

 Roxane Sobecki
 Town Clerk – Town of Portland

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TOWN OF PORTLAND
RESOLUTION # 88

WATER BENEFIT DISTRICT #8 PROJECT COMPLETION

On a motion of Council Manzella, seconded by Council Boltz

WHEREAS, the Town of Portland has substantially completed construction of the Water Benefit District #8 Project; and

WHEREAS, the Town Board of Trustees of the Town of Portland received notice of final completion for the Water Benefit District #8 Project; NOW, therefore be it.

RESOLVED, that the Town Board of Trustees of the Town of Portland accepts the Water Benefit District #8 Project as complete and authorizes final payment to the contractors upon submission of final payment applications; and

BE IT FURTHER RESOLVED that the Town Board of Trustees of the Town of Portland hereby states an operator appropriately licensed by New York State has been retained to oversee operation of the water system. **Drew M. Smith, license number NY0039427.**

I, Roxane Sobecki, Town Clerk of the Town of Portland, do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Portland on November 05, 2020, by the following vote:

| | AYE | NAY |
|-----------------------------|-----|-------|
| Daniel Schrantz, Supervisor | X | _____ |
| Rick Manzella, Board Member | X | _____ |
| Jerry Boltz, Board Member | X | _____ |
| Gary Miller, Board Member | X | _____ |
| Patti Farrell, Board Member | X | _____ |

Dated: November 05, 2020

Roxane Sobecki
Town Clerk - Town of Portland

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FIRE CONTRACTS 2021

89-20

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

Nay 0

RESOLVED the Portland Town Board approves and authorizes the Supervisor to sign the contracts for 2021. The Town Clerk will send the Fire Contracts to the Portland and Brocton Departments for signatures.

BUDGET 2021

90-20

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

Nay 0

RESOLVED the Portland Town Board approves the Town Budget for 2021.

NEW BUSINESS:

BUDGET TRANSFERS

91-20

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

Nay 0

RESOLVED The Portland Town Board approves the budget transfers for November 2021.

GENERAL FUND TOWNWIDE

| | | | |
|---------|------|---------|----------------------------------|
| \$2 | FROM | A1330.4 | TAX COLLECTION CONTRACTUAL |
| | TO | A1330.1 | TAX COLLECTION PERSONAL SERVICES |
| \$50 | FROM | A1990.4 | CONTINGENT ACCOUNT |
| | TO | A1920.4 | MUNICIPAL DUES |
| \$3,000 | FROM | A1990.4 | CONTINGENT ACCOUNT |
| | TO | A1620.4 | BUILDINGS CONTRACTUAL |

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CABLE FRANCHISE AGREEMENT PUBLIC HEARING

92-20

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

Nay 0

NOTICE OF PUBLIC HEARING

**For Approval of a Cable Television Agreement Between Spectrum
Northeast, LLC and the Town of Portland**

PLEASE TAKE NOTICE that the Town Board of the Town of Portland, New York, will hold a Public Hearing on December 9, 2020, at 7:00 p.m. at the Portland Town Hall, 87 W. Main Street, Brocton, New York, regarding granting a cable television franchise agreement by and between the Town of Portland and Spectrum Northeast, LLC, an indirect subsidiary of Charter Communications.

A copy of the agreement is available for public inspection during normal business hours at the Town Clerk's office, 87 W. Main Street, Brocton, New York. At such public hearing, all persons will be given an opportunity to be heard. Written and oral statements will be taken at that time. Time limitations may be imposed for each oral statement, if necessary.

HIGHWAY DEPARTMENT:

Highway Superintendent Becker discussed the large amount of water repair parts stored at the town barns and what is the Town's and CBI's. He told the board he will be doing an inventory. Also Mr. Becker mentioned CBI trucks having Town of Portland plates. He told the board he wants to make sure everyone is on the same page. Supervisor Schrantz said it was setup that if CBI used any of the inventory they replace or pay for it. Supervisor Schrantz told Mr. Becker to do an inventory and if it's all Town property Mr. Becker could do a sign out sheet. Mr. Becker discussed an issue with a driveway is having on Colt Road Ext. Attorney Seachrist said he will meet with him to review.

PAY BILLS

93-20

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

Nay 0

RESOLVED the Town Board approves the Bills paid for November 2020.

| | |
|-------------------------|--------------|
| GENERAL FUND | \$7,791.50 |
| TOWN OUTSIDE VILLAGE | \$811.80 |
| HIGHWAY TOWNWIDE | \$17,572.40 |
| HIGHWAY OUTSIDE VILLAGE | \$8,020.70 |
| LIGHT | \$404.03 |
| CAPITAL PROJECTS | \$137,590.71 |

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With no further business, on a motion of Council Miller, seconded by Council Farrell the meeting adjourned at 8:10 p.m. Carried unanimously.

Respectfully Submitted by,

Roxane Sobecki
Town Clerk