

TOWN OF PORTLAND BOARD MEETING
PORTLAND TOWN HALL
FEBRUARY 08, 2017 - 7:00 P.M.

BOARD MEMBERS PRESENT:

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

OTHERS PRESENT:

Ron Delcamp, Ken Becker	Highway
Clarence Grover	Dog Control
Drew Smith	Water Supervisor
Mark Odell	County Legislator
Joel Seachrist	Attorney
Roxane Sobecki	Town Clerk

Supervisor Schrantz opened the Board Meeting at 7:00 with the pledge to the flag.

MINUTES

02-08-16

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

ADOPTED Ayes 5 Schrantz, Manzella, Farrell, Boltz, Miller
Nays 0

RESOLVED the Portland Town Board approves the Minutes from the January 11, 2017 Board Meeting.

DEPARTMENTAL REPORTS

02-09-17

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

ADOPTED Ayes 5 Schrantz, Manzella, Farrell, Boltz, Miller
Nays 0

RESOLVED the Portland Town Board approves the Departmental Reports for January as presented.

- Water Department
- Dog Control-total of 22 dog complaints for Portland/Brocton, sized 3 dogs, Court 5 times.
- Justice-182 Vehicle and Traffic, 4 DWI, 1 Penal. Total submitted to Town \$18,474.00.
- Town Clerk-total disbursements for January-\$921.35

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TREASURY REPORT

02-10-17

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

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

Nays 0

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

CORRESPONDENCE:

Supervisor Schrantz read the following Correspondence:

- West Portland Baptist Church-thank you to the Town employees for Christmas and food pantry donations.
- Southern Tire West-thanking Town for 2017 CAP membership.
- Lake Erie Management Commission is sponsoring an educational outreach event-May 13th.
- List of upcoming foreclosed properties in the County.
- Support Letter from the Town to the NYS Department of State supporting the County's propose application to the DOS for Municipal Consolidation and Efficiency Planning.
- Association of Towns-letter on State taxes.

PUBLIC COMMENT:

County Legislature District 7 Mark Odell updated the Board on changes regarding the occupancy tax charges for the County, the 2018 deadline is October 15th and April 1st for waterways and Lakes.

Supervisor Schrantz had some questions on this year's tax bills, Mr. Odell told him he would review this and get back to the Board.

OLD BUSINESS

VILLAGE/TOWN REPRESENTATIVES:

Supervisor Schrantz informed the Board he attended the last Village of Brocton Board Meeting, items discussed were shared Highway Departments pro's and con's, shared zoning/building officer, shared justice position and shared fire departments. Supervisor Schrantz stated there may be incentive money for this. Supervisor Schantz told the Board he will be meeting weekly with the Mayor, this will help in keeping the lines of communication open.

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HIGHWAY GARAGE:

Supervisor Schrantz informed the Board an arbitrator has been selected.

CHADWICK BAY/NORTH COUNTY WATER PROJECTS:

Supervisor Schrantz told the Board Chadwick Bay's next meeting is February 9th, Silver Creek has rejoined Chadwick Bay. The North County Water Project is moving ahead, easements are being obtained. The water line on Route 5 will be on the South side of the road. The water district is moving ahead without Fredonia, the million dollar grant that Fredonia had received will be re-appropriated. Supervisor Schrantz explained how the regional water will work, he stated the pump station will be located at Portland's water tower, this will be kept in operation until it is not cost effective

WATER DISTRICT 8

02-11-17

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

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

Nays 0

**SEQRA NOTICE TO SERVE AS LEAD AGENCY &
NEGATIVE DECLARATION
FOR THE TOWN OF PORTLAND WATER DISTRICT NO. 8**

WHEREAS, the Town of Portland (the "Town") has proposed a water project to provide public water to the proposed Water District No. 8 along Webster Road, Highland Avenue, Ellicott Road, and Fay Street in the Town, which will include the installation of water main, valves, hydrants, and residential water connections (the "Proposed Project"); and

WHEREAS, the Proposed Project also includes the creation of a new water district; and

WHEREAS, in accordance with the provisions of 6 NYCRR Part 617 (SEQRA), the Proposed Project may have a significant impact on the environment, for which the Town prepared an environmental assessment form; and

WHEREAS, after review of the specifics of the Proposed Project, the Town determined that it was a Type I action; and

WHEREAS, in accordance with the provisions of 6 NYCRR Part 617 (SEQRA), the Town adopted a resolution on December 29, 2016 declaring its intent to act as Lead Agency for the Proposed Project and circulated said intent to all Involved Agencies under a coordinated review; and

WHEREAS, no Involved Agency challenged the intent of the Town to act as Lead Agency.

NOW, THEREFORE, BE IT

RESOLVED, that the Town hereby designates itself as Lead Agency for the Proposed Project pursuant to 6 NYCRR Part 617; and be it further

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RESOLVED that, based upon examination of the Environmental Assessment Form (EAF), its own independent analysis of the Proposed Action, and comparison with the criteria for determining significance under 6 NYCRR 617.7, the Town finds that the Proposed Project will not have a significant environmental impact and hereby issues a Negative Declaration; and be it further

RESOLVED that this determination is based on the facts and conclusions as noted in the attached EAF.

O.A. G. DEMOLITION FUNDS:

Supervisor Schrantz stated the Town received a zero bill from the landfill for the demolition of the Pecor street property, the Town used some of its credits.

GREENCREST DRAINAGE/WATER DISTRICT 2 IMPROVEMENTS:

No news to report.

CONSOLIDATING FUND GRANT:

Supervisor Schrantz told the Board with the \$270,000 grant money received the committee is first looking at leak detection equipment. He told the Board he will be meeting with Rural Water on February 21st, they will be showing how different leak detection equipment works. A meeting will be scheduled with Williamson Law on billing software.

COMPREHENSIVE PLAN:

Supervisor Schrantz told the Board he has given a copy of the Town's new comprehensive plan to the Village, which they may adopt as well. A meeting will be scheduled and a committee will be formed to start implementing the Town's new plan.

WATER AGREEMENT WITH TOWN/POMFRET:

No news to report, Pomfret's attorney is reviewing.

NEW BUSINESS

AUDIT:

Supervisor Schrantz updated the Board on the Audit currently being done by the State Comptroller's Office. He had an exit meeting with the auditor, the next step will be a draft which will be sent to Board Members for their review, a meeting will be scheduled for any questions. Supervisor Schrantz told the Board water loss is going to be a big issue.

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BOARD MEETING:

The March board meeting will be changed from March 8th to March 15th at 7:00pm.

LAND BANK:

Supervisor Schrantz questioned the property at 6384 Route 20 as a possible property for the Land Bank, he asked the Attorney to review this.

The Board discussed a current Local Law regarding building a shed, garage or barn, the law states a primary structure must be built first. Discuss followed on possibly changing this law, all board members were in favor. Supervisor Schrantz stated he will contact the Planning Board to review this issue.

MARMADUKE COMMITTEE:

Council Boltz and Farrell told the board benches have been ordered to be placed by the statue. The next meeting is scheduled for February 21st, 6:00 at the Town Hall.

DOG CONTROL:

Dog Control Officer Clarence Grover informed the Board the ongoing dog issues on Patterson Lane is pending in court. The Judge issued the dog be returned to its owner and not allowed to be housed in the Town of Portland. Council Farrell commented Mr. and Mrs. Grover on all the work they have put into this case. She also stated her concerns regarding the County not having an animal cruelty officer. She stated this needs to be addressed, the SPCA is not going to fill this position and would like the County to do so.

Dog Control Officer Grover told the Board he issued 30 tickets for unlicensed dogs.

BOARD MEMBERS:

Council Manzella asked if the Supervisor has gotten any clarity on the States junk vehicle laws. Supervisor Schrantz will investigate. Council Manzella also thanked the School for the paper dumpsters located in the parking lots at the school.

WATER:

Water Supervisor Smith told the Board water account no. 7006 needs to be adjusted. He had installed the wrong transmitter on the pit which showed more water usage than what was being used.

02-12-17

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

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

Nays 0

RESOLVED with the recommendation of the Water Supervisor the Town Board authorizes a new bill be sent to water account number 7006 in the amount of \$225.42 with no late fee.

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**HIGHWAY:
POST ROADS
12-13-17**

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

ADOPTED Ayes 5 Schrantz, Manzella, Farrell, Boltz, Miller
Nays 0

RESOLVED the Portland Town Board authorizes the Highway Superintendent to post roads within the Town of Portland

Highway Superintendent Delcamp informed the Board the new excavator has been delivered and the old excavator has been sold to the Town of Granger for \$22,500.

**BILLS
12-14-17**

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

ADOPTED Ayes 5 Schrantz, Manzella, Farrell, Boltz, Miller
Nays 0

RESOLVED the Portland Town Board approves the bills for February 2017.

General Fund	\$7,637.85
Town Outside Village	\$1,048.90
Highway Townwide	\$14,600.31
Highway Outside Village	\$18,743.62
Light	\$679.03
Water	\$97,036.11

EXECUTIVE SESSION

On a motion of Council Boltz, seconded by Council Manzella the Board moved into Executive Session at 8:25 pm to discuss possible litigation with the Town Attorney.

On a motion of Council Farrell, seconded by Council Miller the Board returned to Regular Session at
8:49 p.m.

With no further business, on a motion of Council Miller, seconded by Council Boltz the meeting adjourned at 8:50 p.m. Carried unanimously.

Respectfully Submitted by,

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Roxane Sobecki-Town Clerk