

A meeting of the Town Board of the Town of Carrollton, in the County of Cattaraugus, New York, was held at the Town Hall, in said Town, on August 29, 2017.

PRESENT:

Hon. Florence Fuller , Deputy Supervisor
Brian Jacoby , Councilmember
James Rounsville , Councilmember
, Councilmember
, Councilmember

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In the Matter

of the

Joint Increase and Improvement of Facilities of the
Town of Carrollton Limestone Sewer District and Sewer District No. 1 in
the Town of Carrollton, County of Cattaraugus, New York,
pursuant to Section 202-b of the Town Law.

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**ORDER CALLING
PUBLIC HEARING TO BE HELD ON
SEPTEMBER 19, 2017**

WHEREAS, the Town Board of the Town of Carrollton (herein called "Town Board" and "Town," respectively), in the County of Cattaraugus, New York, has, pursuant to Town Law, created the Town of Carrollton Limestone Sewer District and Sewer District No. 1 (collectively, the "Districts"); and

WHEREAS, the Town Board has directed MDA Consulting Engineers, PLLC, competent engineers licensed in New York, to prepare a preliminary map, plan and report (dated August 8, 2014) for the Districts' sewer system improvements project; and

WHEREAS, in January and February of 2015, the Town approved the original capital improvements project, through Town Law Section 202-b proceedings and other resolutions and adopted a bond resolution on February 17, 2015; and

WHEREAS, the Town has determined that the scope of such original capital project be increased to include additional improvements in the Districts; and

WHEREAS, the Town has directed MDA Consulting Engineers, PLLC, competent engineers licensed in New York, to prepare an amendment to the map, plan and report (dated August 28, 2017) to include additional improvements in the Districts; and

WHEREAS, such amendment to the map, plan and report amends a certain prior map, plan and report (dated January 20, 2015) for the purposes of (a) modifying the scope of the project to include additional improvements, (b) increasing the estimated maximum cost of such project and (c) increasing the amount of bonds (and notes) for such project; and

WHEREAS, such revised and expanded project will generally consist of the implementation of a sludge removal system consisting of the removal, testing and disposal of sludge from the primary and secondary lagoons, other improvements to the primary and secondary lagoons including regrading of the lagoon banks to the original lines and grades as necessary, installation of a new HDPE liner and cushion fabric including all seaming, pipe penetration boot seals, and anchor trenching, and various improvements to the wastewater treatment plant including, but not limited to, roof replacement, exterior improvements to pump stations and out buildings, replacement and/or repair of blower line to lagoons, installation of a new standby generator, repair of security fencing surrounding plant, bank stabilization improvements to primary and secondary lagoons (as needed), electrical improvements to valve vault, improvements to various pump stations, such work as more fully identified in (or contemplated by) such amendment to the map, plan and report referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Sewer Improvement"); and

WHEREAS, the August 2017 amendment to the map, plan and report: (a) expands the scope of the project, (b) increases the estimated maximum cost of the project from \$1,116,000 to \$1,550,000 and (c) increases the aggregate principal amount of bonds from \$1,116,000 to \$1,550,000; and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such amendment to the map, plan and report for such joint increase and improvement of facilities of the District and has estimated the total cost thereof to be an increased estimated maximum amount of \$1,550,000; said cost to be financed by the issuance of serial bonds of the Town in an increased aggregate principal amount not to exceed \$1,550,000, such amount to be offset by any federal, state, county and/or local funds received; and

WHEREAS, such amendment to the map, plan and report (hereinafter referred to as map, plan and report) has not been modified in any material respect other than as described above;

NOW, THEREFORE, BE IT

ORDERED that a meeting of the Town Board of the Town of Carrollton will be held at the Town Hall, 640 Main Street, Suite One, Limestone, New York, on September 19, 2017 at 4:00 o'clock P.M. or shortly thereafter (prevailing Time) to consider said joint increase and improvement of facilities 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 with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the expense of said joint increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$1,550,000 said amount to be offset by any federal, state, county and/or local funds received, and unless paid from other sources or charges, the costs of said joint increase and improvement of facilities shall 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 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 the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

DATED: August 29, 2017

TOWN BOARD OF THE
TOWN OF CARROLLTON

The adoption of the foregoing Order Calling for Public Hearing was duly put to a vote on roll call, which resulted as follows:

AYES: Deputy Supervisor Florence Fuller
Councilman Brian Jacoby
Councilman James Rounsville

NOES: None

ABSENT: Supervisor James Stoddard
Councilman Ralph Bottone

The Order Calling for Public Hearing was declared adopted.