

Village of Portville

June 15, 2026

Meeting Minutes

Present:

Anthony Evans, Mayor
Michael DeBarbieri, Trustee
Annette Seybert, Clerk
Andy Lee, Trustee
Joseph McLarney, Deputy
Mark Crosson, Police Chief
Brad Camp, DPW Superintendent

Excused:

Ronald Lott, Trustee
Ed Jennings, Code Officer

Attendees:

Mike Randolph
Syd Evans
Bob Fischer
Becky Johnstone
Bob Johnstone
Zak Linza
Chad Caldwell

Opening of Meeting: The meeting commenced at 6:00 p.m. with the pledge of allegiance to the flag.

MOTION: made to approve the minutes of the Board Meeting of May 18,2026.

Motion: Mike DeBarbireri 2ND Joe McLarney All -Ayes

MOTION: to approve Abstract #013, Vouchers #2412 -#2449, in the amount of \$35,882.28 And to approve Vouchers #101-#105, in the amount of \$365,543.90. Grand Total of \$401,429.18.

Motion: Joe McLarney 2ND Mike DeBarbireri All- Ayes

Mayors Report:

1. Met with engineers, contractors and still seeking grants and other aid for Village projects.
2. Coordinated multiple DPW issues, searches and negotiations. Swear in Brad Camp.
3. Participated in Memorial Day Parade and Ceremony (5/25).
4. Officiated at a Memorial Tree Planting and Ceremony at Bethel Lutheran Church in memory of Rev. Gerry Zimmerman (6/14).
5. New Information on Levee Re-Certification. No action yet.
6. Attended CATTalyst COLlective Meeting (6/9) (Downtown Development Initiative.) Presentation of \$20,000 grant. Steering Committee presentation follows....
(Jean Smith, Syd Evans, Bob Fischer, Tony Evans, with help from Larry Sorokes).

Police Report:

May 13, 2026 – through June 15, 2026

Calls for Service: Patrols responded to six calls for service: four in the Town and two in the Village.

Dog Control Complaints: Patrols responded to three dog control complaints; two in the Village and one in the Town. On Friday, June 12, the Dog Control Officer (DCO) picked up a golden retriever mix on Barber town Road in the Town. Photos and a request for help were posted on several local social media sites and the DCO spent several hours canvassing the Barber town Road and Route 305 S. areas to locate the owner. As of this meeting, the owner had not been found. If the dog is not claimed by Wednesday, June 17, the animal will become the property of the Town. Afterward, efforts will be made to find her a good home.

Traffic Enforcement: Patrols made several traffic stops and issued no tickets. Following a citizen complaint, Patrols have been observing the area of Goss Ave. and Sunset Ridge near the stop sign during peak school traffic hours, from 7-8 a.m. and 2-3 p.m. No issues have been observed during those peak times.

Other Activity: Chief Crosson assisted the Cattaraugus County Probation Department with its annual firearms qualification course on June 11 and 12. Portville Police Department will hold its annual required range qualification course at the Portville Conservation Club on June 27.

Justice Report: Complete report is on file.

Clerk's Report:

Tax Collections: Village tax payments are coming in steadily, and significant revenue has been deposited over the past two weeks.

Clean-up Day: Clean-up Day was held today, with 20 residents participating.

Austin Locksmith has repaired the automatic door at the Post Office; repair cost - \$4840.

Treasurer Report: Complete report of the Treasurer has been sent to all the Trustees.

Codes Report: May 2026

- Followed up on demolition on 112 Brooklyn St.
- 2 property maintenance inspection.
- Worked on filing of reports
- Followed up on demolition of 16 Colwell St due to fire.
- Walk through inspection of 6-8 S. Main Street Construction.
- 5 New Building Permits

DPW REPORT-

- Matt Reisman replaced Matt Chiapuso last month
- Lucas Woodring resigned – search continues for a replacement
- Brad Camp started as DPW Superintendent on July 1.
- Work from July 1 – 14 focused on training, routine operations, equipment maintenance, project coordination, and regulatory reporting. Progress was made on meter readings and site organization while repairing for upcoming inspections and continuing daily service tasks. Brad and DPW employee Matt

Reisman had training on water meter readings both by hand and the remote reading system.

- Water meter reading routes are scheduled to be completed this week.

- Cleaning and organizing of the DPW garage have been started.

- The older dump truck was taken for a vehicle inspection to assess maintenance needs. Brad is working on a full fleet report to provide to the Board.

- Wastewater Treatment: There have been significant issues with the pumps clogging caused by industrial/commercial hand towels. The pump is being taken out of service for cleaning at least every other day to maintain operation: this is an ongoing operational burden and a safety/efficiency concern.

- Participated in scheduled meetings for sanitary sewer replacement, water main installation, wastewater treatment plant upgrade, and the KABOOM Lyman Baker playground installation to coordinate timelines and scheduled work.

- The May Department of Health (COH) water report has been completed

- The May DMR (Discharge Monitoring Report) has not yet been filed but is scheduled to be submitted by the end of the month.

- A Department of Environmental Conservation (DC) inspection of the wastewater treatment plant is scheduled for June 23 at 11 a.m.

- Property maintenance, public restroom cleaning, and water and sewer sampling and testing have been completed daily.

Old And New Business:

Bob Fischer shared about the CATTaraugus COLlective \$20,000 Main Street Downtown grant the Village received. \$5,000 must be spent on an art project; \$2,000 spent on planning and the remaining \$13,000 spent on whatever we choose to improve the downtown area. Bob reached out to the community inquiring about what they'd like to see but received little

response. Bob shared pictures of the concepts the Committee came up with and shared them with the Board of Trustees. The Village Parking lot is being surveyed and will be repaired/upgraded as part of this grant. All work must be completed by the end of 2026. Bob stated the Land Use Law will need to be updated to allow for "blade signs."

The American Legion requested to hold a street dance on July 11 from 6-12 p.m. and a clam bake on July 25 from 1-8 p.m. Permission granted by the Board. The Legion was requested to put these requests in writing on their letter head.

Motions:

Motion: Village Attorney Appointment

Motion to retain Michael D. Burke as Village Attorney for legal counsel effective June 10, 2026.

- Standard rate: \$200.00 per hour.
- Village rate: \$150.00 per hour through the remainder of 2026 and until the next Organizational Meeting.
- A new written agreement will be prepared at that time.

Motion: Tony Evans 2ND Joe McLarney All -Ayes

Motion: A request for an Alcoholic Beverage Waiver for a paid Pioneer Park rental on July 18, 2026, was denied.

Motion: Mike DeBarbieri 2nd Joe McLarney All -Ayes

Payment Update: Square Engineering submitted a contractor's application #2 for payment for the mayor's signature for Project #136.003, Water System Upgrade.

Contractor: J.D. Northrup Construction, Inc.

Amount due to this application \$281,149.92 for mayor's signing.

Payment Application for Water Systems Improvements #136.003 to Chautauqua Mechanical, LLC Contract No.2D #1Mechanical Construction in the amount of \$18,065.20, for mayor's signing.

Also, Payment Application #8 for Sewer Project 136.002 to L.C. Whitford Co. in the amount of \$263,953.56 for mayor's signing.

Resolutions:

Resolution # 16-26

CONTRACT NO. 1A – GENERAL CONSTRUCTION AWARD AUTHORIZATION RESOLUTION

WHEREAS bids for Contract No. 1A – General Construction for the Village of Portville Wastewater Treatment Plant Improvement Project, publicly opened, and read aloud on June 2, 2026; and

WHEREAS, Square Engineering, D.P.C., the Village's consulting engineer, reviewed and analyzed all bids for conformance and completion with the Contract Documents; and

WHEREAS, Square Engineering, D.P.C. provided the Village with a Recommendation of Award letter recommending that the Base Bid and Deduct Alternate Bids for the Alternate MCC Configuration and Precast Concrete Tank Alternate for Contract No. 1A – General Construction be awarded to the lowest bidder, STC Construction, Inc. in the amount of \$9,066,000.00; and

NOW, THEREFORE, BE IT RESOLVED, that based on the recommendation of Square Engineering, D.P.C., the Village of Portville Village Board awards the Base Bid, Alternate MCC Configuration, and Precast Concrete Tank Alternate for Contract No. 1A – General Construction for the Village of Portville Wastewater Treatment Plant Improvement Project to STC Construction, Inc. for a total contract amount of \$9,066,000.00 contingent upon USDA Rural Development approval; and

NOW, THEREFORE, BE IT RESOLVED, that based on the recommendation of Square Engineering, D.P.C., the Village of Portville Village Board awards the Bid for Contract No. 1C – Mechanical Construction for the Village of Portville Wastewater Treatment Plant Improvement Project to Chautauqua Mechanical II LLC for a total contract amount of 1,151,453.00 contingent upon USDA Rural Development approval; and

BE IT FURTHER RESOLVED THAT the Village of Portville Village Board authorizes the mayor to execute an agreement with Chautauqua Mechanical II LLC.

MOTION: Joe McLarney

SECOND: Mike DeBarbieri

The question of the adoption of the foregoing resolution was duly put to vote, and upon roll call, the vote was as follows:

Anthony Evans, Mayor – YES
Michael DeBarbieri, Trustee –YES
Andy Lee, Trustee – YES
Ron Lott, Trustee – EXCUSED
Joseph McLarney, Trustee – YES

The foregoing resolution was thereupon declared duly adopted.

I hereby certify that this resolution was adopted on June 15,2026 and is recorded in the Meeting Minutes of the Village of Portville.

Annette Seybert, Clerk

Resolution 17-26

VILLAGE OF PORTVILLE WASTEWATER TREATMENT PLANT IMPROVEMENTS PROJECT (CWSRF #C9-6612-03-00)

CONTRACT NO. 1C – MECHANICAL CONSTRUCTION AWARD AUTHORIZATION RESOLUTION

WHEREAS bids for Contract No. 1C – Mechanical Construction for the Village of Portville Wastewater Treatment Plant Improvement Project, publicly opened, and read aloud on June 2, 2026; and

WHEREAS, Square Engineering, D.P.C., the Village’s consulting engineer, reviewed and analyzed all bids for conformance and completion with the Contract Documents; and

WHEREAS, Square Engineering, D.P.C. provided the Village with a Recommendation of Award letter recommending that the Bid for Contract No. 1C – Mechanical Construction be awarded to the lowest bidder, Chautauqua Mechanical II LLC in the amount of \$132,535.00; and

NOW, THEREFORE, BE IT RESOLVED, that based on the recommendation of Square Engineering, D.P.C., the Village of Portville Village Board awards the Bid for Contract No. 1C – Mechanical Construction for the Village of Portville Wastewater Treatment Plant Improvement Project to Chautauqua Mechanical II LLC for a total contract amount of 1,151,453.00 contingent upon USDA Rural Development approval; and

BE IT FURTHER RESOLVED THAT the Village of Portville Village Board authorizes the mayor to execute an agreement with Chautauqua Mechanical II LLC.

MOTION: Mike DeBarbieri SECOND: Andy Lee

The question of the adoption of the foregoing resolution was duly put to vote, and upon roll call, the vote was as follows:

Anthony Evans, Mayor –YES
Michael DeBarbieri, Trustee YES–
Andy Lee, Trustee – YES
Ron Lott, Trustee – EXCUSED
Joseph McLarney, Trustee –YES

The foregoing resolution was thereupon declared duly adopted.

I hereby certify that this resolution was adopted on _June 15,2026_ and is recorded in the Meeting Minutes of the Village of Portville.

Annette Seybert, Clerk

Resolution #18-26

EXTRACT OF MINUTES OF MEETING OF THE VILLAGE BOARD ADOPTING SUPPLEMENTAL BOND RESOLUTION

At a meeting of the Board of Trustees of the Village of Portville, Cattaraugus County, New York, held at the Village Offices in Portville, New York, on the 15th day of June 2026:

PRESENT:

Anthony Evans, Mayor
Michael DeBarbieri, Trustee
Annette Seybert, Clerk
Andy Lee, Trustee
Joseph McLarney, Deputy

ABSENT:

Ron Lott, Trustee

Mike DeBarbieri presented the following resolution and was duly moved that it be adopted and was seconded by Joe McLarney:

SUPPLEMENTAL BOND RESOLUTION DATED JUNE 15, 2026, OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PORTVILLE, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE SEWER IMPROVEMENTS, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, EXPENDITURES FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, pursuant to a bond resolution dated July 17, 2023, and amended January 21, 2025 (the "Original Bond Resolution") the Board of Trustees of the Village of Portville, New York (hereinafter referred to as the "Village") approved expenditures for, and the issuance and sale of, up to \$11,000,000 aggregate principal amount of general obligation bonds and bond anticipation notes relative to the construction of sewer improvements;

WHEREAS actual project costs have proved to be approximately \$1,500,000 higher than the maximum estimated project costs and the Village desires to provide for the financing thereof by supplementing the Original Bond Resolution by the adoption of this Supplemental Bond Resolution;

WHEREAS, the Village, acting as lead agency under the State Environmental Quality Review Act and the applicable regulations promulgated thereunder ("SEQRA"), has completed its environmental review and, on July 17, 2023, has duly adopted a negative declaration with respect to the type I action and has determined that the implementation of the action as proposed will not result in any significant adverse environmental impacts; now therefore, be it

RESOLVED BY THE BOARD OF TRUSTEE OF THE VILLAGE OF PORTVILLE, NEW YORK, by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

Section 1. The Village of Portville shall undertake the construction of sewer system improvements, including, without limitation, a new sequencing batch reactor WWTF, effluent pump station, disinfection system, control upgrades, emergency power upgrades, and various other WWTF improvements, and the acquisition of original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, and other incidental improvements that may be required in connection therewith for such construction and Village use, as set forth in the Original Bond Resolution (hereinafter referred to as "purpose"), in an additional amount not to

exceed \$1,500,000, and additional general obligation serial bonds in an aggregate principal amount not to exceed \$1,500,000 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Village are now hereby authorized to be issued to finance such additional costs of said purpose and said additional amount is hereby appropriated therefor.

Section 2. The aggregate maximum cost of said purpose, including preliminary costs and costs incidental thereto and costs of the financing thereof, is now estimated to be \$12,500,000. The plan for financing of said purpose is to provide up to \$11,000,000, such maximum cost by the issuance of bonds or bond anticipation notes as authorized under the Original Bond Resolution and to provide up to \$1,500,000 of such maximum cost by the issuance of bonds or bond anticipation notes as herein authorized.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose, is forty (40) years, except that the period of probable usefulness of any replacement of equipment, machinery or apparatus is thirty (30) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes herein authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent 8

applicable, if any, will be provided, (d) the notes herein authorized are issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds.

Section 4. The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Village and all the taxable real property in the Village is subject to the levy of *ad valorem* taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to statutory limitations, if any.

Section 5. It is hereby determined and declared that the Village reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations. This is a declaration of official intent under Treasury Regulation §1.150-2.

Section 6. The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the power to contract and issue indebtedness pursuant to §169.00 of the Local Finance Law, if applicable, the consolidation with other issues, the

determination to issue bonds with substantially level or declining annual debt service, all contracts for, and determinations with respect to, credit or liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolution and the provisions of the Local Finance Law, is hereby delegated to the Village Treasurer, the Village's chief fiscal officer. The Village Treasurer and the Village Clerk or Deputy Clerk are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution and are hereby authorized to affix to such bonds and notes the corporate seal of the Village of Portville.

Section 7. The faith and credit of the Village of Portville, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes as the same respectively become due and payable. Such bonds and notes shall be payable from a levy on real property in such district benefited or user charges therefor in the manner provided by law, but if not paid from such source, all the taxable real property within said Village shall be subject to the levy of an *ad valorem* tax, without limitation as to rate or amount, sufficient to pay the principal of and interest on said bonds and notes. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 8. After compliance with Section 9 hereof, this resolution, or a summary hereof, shall be published in full by the Village Clerk of the Village of Portville together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Village, in the manner prescribed by law. The validity of said bonds and bond anticipation notes issued in anticipation of the sale of said serial bonds, may be contested only if such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or 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 twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution is subject to a permissive referendum of the qualified electors of the Village of Portville, pursuant to Section 36.00 of the Local Finance Law.

The motion having duly been seconded, it was adopted and the following votes were cast:

AYES-ALL

NAYS-NONE

NOTICE PURSUANT TO LOCAL FINANCE LAW SECTION 81.00

The supplemental bond resolution published herewith was adopted on June 15, 2026, and the validity of the obligations authorized by such supplemental bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Village of Portville is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution. The supplemental bond resolution was subject to a permissive referendum pursuant to Section 36.00 of the Local Finance Law. The period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed.

Annette Seybert, Village Clerk

Village of Portville, New York

STATE OF NEW YORK }
 }
 } ss:
COUNTY OF CATTARAUGUS }

I, the undersigned clerk of the Village of Portville, DO HEREBY CERTIFY as follows:

1. A meeting of the Village Board of the Village of Portville, Cattaraugus County, State of New York, was held on June 15, 2026, and Minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Village Board.

2. I have compared the attached Extract with said Minutes so recorded and said Extract is a true copy of said Minutes and of the whole thereof insofar as said Minutes relate to matters referred to in said Extract.

3. Said Minutes correctly state the time and place when said Meeting was convened and the place where such meeting was held and the members of said Board who attended said Meeting.

4. Public Notice of the time and place of said Meeting was duly posted and duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that all members of said Village Board had due notice of said Meeting and that the Meeting was in all respects duly held and a quorum was present and acted throughout.

5. IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the Village of Portville on this 15th day of June, 2026.

{SEAL}

Village Clerk

Village of Portville

Motion to adjourn was made at 7:20 pm.

Motion: Joe McLarney **2ND** Mike DeBarbieri All **-Ayes**

The next regular Village Board Meeting is scheduled for July 20, 2026, at 6:00 pm.

Respectfully submitted:

Annette Seybert, Village Clerk