

A meeting of the Town Board of the Town of Lancaster, in the County of Erie, New York, was held at the Town Hall, in said Town, on November 5, 2018.

PRESENT:

Hon. Johanna M. Coleman, Supervisor
Adam Dickman, Councilmember
Dawn Gaczewski, Councilmember
Ronald Ruffino, Sr., Councilmember
Matthew Walter, Councilmember

In the Matter

of the

Increase and Improvement of Facilities of the Town of Lancaster Consolidated Water District in the Town of Lancaster, County of Erie, New York, pursuant to Section 202-b of the Town Law.

**ORDER CALLING
PUBLIC HEARING TO BE HELD ON
NOVEMBER 19, 2018**

WHEREAS, the Town Board of the Town of Lancaster (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Lancaster Consolidated Water District (the “District”); and

WHEREAS, in April of 2016, the Town Board directed Wm. Schutt & Associates, P.C., competent engineers licensed in New York, to prepare a map, plan and report for a water system capital improvements project within the District; and

WHEREAS, in May of 2016, the Town approved the original capital improvements project, through Town Law Section 202-b proceedings and other resolutions and adopted a bond resolution on May 16, 2016; and

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

WHEREAS, the Town has directed Wm. Schutt & Associates, P.C., competent engineers licensed in New York, to prepare a revised map, plan and report (dated October 2018) to include additional improvements in the District; and

WHEREAS, such revised map, plan and report amends a certain prior map, plan and report (dated April 2016) 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 installation of approximately 29,975 linear feet of water main along various roads in the Town including, but not limited to, Westwood Road, Schlemmer Road, Stutzman Road, Pavement Road, Pleasantview Drive, Townline Road and Genesee Street, along with the installation of new fire hydrants and the transfer of existing services to the new waterline, as well as other such improvements as more fully identified in (or contemplated by) such revised 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, and as so expanded, the "Project"); and

WHEREAS, the October 2018 revised map, plan and report: (a) expands the scope of the project, (b) increases the estimated maximum cost of the project from \$4,500,000 to \$7,000,000 and (c) increases the aggregate principal amount of bonds from \$4,500,000 to \$7,000,000; and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such revised map, plan and report (as so amended) for such increase and improvement of facilities of the District and has estimated the total cost thereof to be an increased estimated maximum amount of \$7,000,000; said cost to be financed by the issuance of serial bonds of the Town in an increased aggregate principal amount not to exceed \$7,000,000, such amount to be offset by any federal, state, county and/or local funds received; and

WHEREAS, such revised 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 Lancaster will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on November 19, 2018 at 7:15 o'clock p.m. or shortly thereafter (prevailing Time) to consider said 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 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 \$7,000,000 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 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: November 5, 2018

TOWN BOARD OF THE
TOWN OF LANCASTER