

Form for Publication and Posting  
Within 10 Days of Adoption

NOTICE PURSUANT TO LOCAL FINANCE LAW SECTION 36.00

NOTICE IS HEREBY GIVEN THAT the Board of Trustees of the Village of Clifton Springs, New York, by the favorable vote of not less than two-thirds of all of the members of such Board has, on February 13, 2023, adopted, pursuant to the Local Finance Law of the State of New York, a supplemental bond resolution stating that:

WHEREAS, the purpose hereinafter described consists of sewer system capital improvements authorized to be undertaken by the Village Board of Trustees pursuant to the Village Law;

WHEREAS, pursuant to a bond resolution dated November 15, 2021 (the "Original Bond Resolution"), the Board of Trustees of the Village of Clifton Springs, New York (hereinafter referred to as the "Village") approved expenditures for, and the issuance and sale of, up to \$2,329,200 aggregate principal amount of general obligation bonds and bond anticipation notes relative to the construction of sewer system capital improvements;

WHEREAS, actual project costs have proved to be approximately \$837,800 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 September 14, 2020, 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 therefor, be it

RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF CLIFTON SPRINGS, NEW YORK, (hereinafter referred to as the "Village"), by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

1. the construction of sewer improvements, ncluding, without limitation, manhole improvements, cured in place pipeline improvements, and installation of new UV disinfection system, new headworks system, 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 \$837,800 and additional general obligation serial bonds in an aggregate principal amount not to exceed \$837,800 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Village are authorized to be issued to finance such additional costs of said purpose and said additional amount is appropriated therefor; and

2. the estimated aggregate maximum cost of said purpose, including preliminary costs and costs incidental thereto and costs of the financing thereof, is now estimated to be \$3,167,000 for said purpose and the plan for financing of said purpose is to provide (i) up to \$2,329,200 of such maximum cost by the issuance of bonds or bond anticipation notes as authorized under the Original Bond Resolution, and (ii) up to \$837,800 of such maximum cost by the issuance of bonds or bond anticipation notes as authorized under the Supplemental Bond Resolution; and

3. (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 the period of probable usefulness of said purpose is thirty (30) years, (b) the proposed maximum maturity of said bonds authorized by the resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes 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; and

4. the bonds and notes authorized by the 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 applicable statutory limitations, if any; and

5. the Village reasonably expects to reimburse the general fund, or such other fund as may be utilized, from the proceeds of the obligations authorized for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations, and such is a declaration of official intent under Treasury Regulation §1.150-2; and

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, whether to authorize the receipt of bids in an electronic format, all contracts for and determinations with respect to, credit and liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of the resolution and the provisions of the Local Finance Law, is delegated to the Village Treasurer, the Village's chief fiscal officer, the Village Treasurer and the Village Clerk or Deputy Clerk are authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to the resolution, and are authorized to affix to such bonds and bond anticipation notes the corporate seal of the Village of Clifton Springs; and

7. the faith and credit of the Village of Clifton Springs, New York, are irrevocably pledged for the payment of the principal of and interest on such bonds and notes as the same respectively become due and payable, 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; and

8. after compliance with the next paragraph hereof, the Supplemental Bond Resolution, or a summary thereof, shall be published in full by the Village Clerk of the Village of Clifton Springs 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, and 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 the 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; and

9. such Supplemental Bond Resolution is subject to a permissive referendum of the qualified electors of the Village of Clifton Springs, pursuant to Section 36.00 of the Local Finance Law and petitions protesting and requesting that it be submitted to the electors of the Village of Clifton Springs for their approval or disapproval, may be filed with the Village Clerk at any time within thirty (30) days after the date of the adoption of such resolution.

By order of the Board of Trustees of the Village of Clifton Springs, New York.

DATED: February 13, 2023

*Lori A. Reals*

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Lori A. Reals, Village Clerk  
Village of Clifton Springs, New York