

November 15, 2021

A special meeting of the Village Board held on the above date was called to order at 5:00 p.m. at the Village Hall, 1 West Main Street, Clifton Springs, NY 14432.

Presiding: Mayor James Keyes

Village Trustees Present: Jeff Linsner, Brian Rickerson, Earl Lincoln

Village Trustees Absent: Bryan Gray

Also Attending: Bryan White, Engineer from Hunt Engineering

Notice of the special meeting was given to THE DAILY MESSENGER. Notice of this special meeting was placed at The Talk of the Town Cafe, Clifton Springs Library, Community Bank Main Street Branch, Clifton Springs Post Office, TOPS Market, the sign board in Village Hall, the front door of Village Hall (due to Covid) and on the Village website.

The purpose of the meeting is for the Board to consider adopting a bond resolution, authorizing general obligation serial bonds to finance sewer system capital improvements within the Village, authorizing the issuance of bond anticipation notes in contemplation thereof, the expenditure of sums for such purpose, and determining other matters in connection therewith.

The Board reviewed the bond resolution, prepared by Bond Counsel, Attorney Tim McGill. The Board had this correspondence at the November 8, 2021 Board meeting, but because four Board members were not present, no action could be taken that evening.

Trustee Lincoln requested that it be noted for the record that if significant grant money does not come thru for the headworks project that he is not in favor of borrowing for that project.

Bryan White, Engineer, informed the Board that the head works is a separate project that is not required. Mr. White explained that a consent order has been given by New York State Department of Environmental Conservation to install a UV disinfection process at the sewer plant. Most all sewer plants in New York State are now required to install a disinfection process. The Village is asking for grant money for both projects.

Mr. White explained that hopefully announcements on the grant funding will be made in December 2021.

EXTRACT OF MINUTES OF MEETING OF THE VILLAGE BOARD

ADOPTING BOND RESOLUTION

Trustee Linsner presented the following resolution and duly moved that it be adopted and was seconded by Trustee Rickerson:

BOND RESOLUTION DATED NOVEMBER 15, 2021 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF CLIFTON SPRINGS, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE SEWER SYSTEM CAPITAL IMPROVEMENTS WITHIN THE VILLAGE, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

Meeting of November 15, 2021 continued:

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, 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:

Section 1. The Village of Clifton Springs shall undertake the construction of sewer system improvements, including, 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 (hereinafter referred to as "purpose"), and general obligation serial bonds in an aggregate principal amount not to exceed \$2,329,200 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Village are hereby authorized to be issued to finance said purpose, and said amount is hereby appropriated therefor.

Section 2. The estimated aggregate maximum cost of said purpose, including preliminary costs and costs incidental thereto and costs of the financing thereof, is estimated to be \$2,329,200. The plan for financing of said purpose is to provide all of such maximum cost by issuance of obligations as herein authorized, to be offset and reduced dollar for dollar by the amount of grants received, if any.

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 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 applicable, if any, will be provided, (d) the notes herein authorized are not 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.

Meeting of November 15, 2021 continued:

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, whether to authorize the receipt of bids in an electronic format, 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 Clifton Springs.

Section 7. The faith and credit of the Village of Clifton Springs, 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. 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 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. 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 Clifton Springs, pursuant to Section 36.00 of the Local Finance Law.

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

	AYES	NAYS
Mayor James Keyes voted	X	
Trustee Jeff Linsner voted	X	
Trustee Brian Rickerson voted	X	
Trustee Earl Lincoln voted	X	
Trustee Bryan Gray was not present		

Adjournment

There being no further business to come before the Board, motion made by Trustee Rickerson 2nd by Trustee Linsner to adjourn. All members present voting AYE.
Meeting adjourned at 5:12 p.m.

Respectfully submitted,

Lori A. Reals
Clerk/Treasurer